

NH 100-19186

<u>New Haven File</u>	<u>Sections</u>	<u>Sub-Sections</u>	<u>Serials</u>
157-1747	1	0	73
157-1421	1	0	14
157-1195	1	0	3
157-1087	1	0	2
100-20570	1	0	4
157-1085	4	1	143
157-2238	1	0	42
157-1802	1	0	68
157-1508	1	0	31
157-1410	1	0	52
157-1426	2	0	337
157-2114	1	0	93
157-1079	5	1	347
157-1431	6	1	776
157-1419	1	0	29
157-1418	3	0	191
157-1417	1	0	32
157-1526	3	0	257
157-1423	1	0	43
157-1411	1	0	774
157-1415	1	0	21
157-1601	3	0	279
157-1413	1	0	17
157-1414	1	0	69
157-1412	3	1	191
157-1422	1	0	16
157-2853	1	0	8
157-1403	3	1	167
157-2421	1	0	22
157-1743	1	0	14
157-1611	2	0	133
157-2433	1	0	110
157-2124	1	0	7

The following New Haven files have the Bureau files as indicated:

<u>Bureau Files</u>	<u>New Haven File</u>	<u>Sections</u>	<u>Sub-Sections</u>	<u>Serials</u>
157-20210	157-2539	1	0	40
157-22627	157-2962	4	0	193



b6  
b7C

Assistant Attorney General  
Civil Division  
Attention: [REDACTED]

April 7, 1977

Assistant Director - Legal Counsel  
Federal Bureau of Investigation

1 - [REDACTED]  
Attn: [REDACTED]  
1 - Mr. Mintz  
1 - Civ. Lit. Unit  
1 - [REDACTED]

THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RAD/KFA

Enclosed is the original of a letter which was received by this office on March 23, 1977. In this letter, Special Agent [REDACTED] now retired, advises that he was personally served in captioned civil action on March 19, 1977. [REDACTED] also advises that any actions taken by him in connection with the investigation of the Black Panther Party were within the scope of his authority as a Special Agent of the Federal Bureau of Investigation, and he requests that steps be initiated to provide him with Departmental representation in this matter.

Our review of this matter leads us to believe that any actions taken by [REDACTED] with respect to the Black Panther Party or the named defendants, were within the scope of his official duties as a Special Agent of the Federal Bureau of Investigation and were taken in a good faith belief in the reasonableness of such actions. The above being the case, it is our recommendation that [REDACTED] request for Departmental representation be granted.

Enclosure

EX-101

APR 12 1977

NOTE: Captioned civil action was filed as a purported class action in 12/76. The plaintiffs, the Black Panther Party (BPP) and certain individuals, allege that the defendants, who include Director Kelley, former Assistant to the Director Sullivan, the estate of former Director Hoover and former SA [REDACTED] conspired with other defendants in a concerted plan to ruin the BPP financially and politically. The Department is furnished an original of a letter requesting Departmental representation which was received by the Legal Counsel Division on 3/23/77, and is advised that it is our recommendation that [REDACTED] request for representation be granted.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgt. \_\_\_\_\_  
S. & T. Serv. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_

70 APR 20 1977

MAIL ROOM ☐ TELETYPE UNIT ☐



ENCLOSURE

62-11744-29  
012



DATE 9/7/93 BY 9803 RDD/KCA  
#340,770  
CLASSIFIED BY 9803 RDD/KCA  
DECLASSIFICATION AUTHORITY

TO BE OPENED BY LEGAL COUNSEL ONLY



UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



b6  
b7C

**RETURN  
TO**

[Redacted box]

(Name of Sender)

[Redacted box]

(Street or P.O. Box)

[Redacted box]

(City, State, and ZIP Code)



PS Form 3811, Mar. 1976

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢  
☐ Show to whom, date, & address of delivery.. 35¢  
☐ RESTRICTED DELIVERY.  
Show to whom and date delivered..... 65¢  
☐ RESTRICTED DELIVERY.  
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

F.B.I.

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

183/527

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

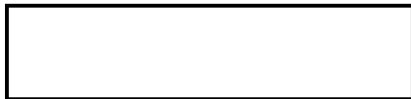
6. UNABLE TO DELIVER BECAUSE:

CLERK'S  
INITIALS

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 7/7/93 BY 9803 RDD/KFA

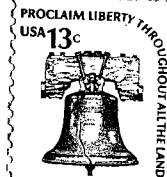
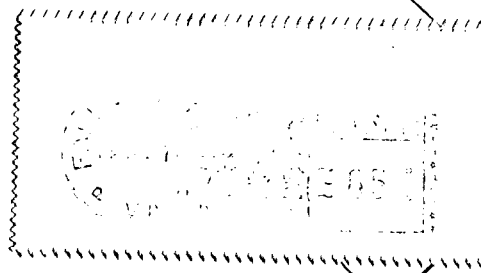
O-203-456





b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9802RAS/KFA



Assistant Director John Mintz  
Federal Bureau of Investigation,  
9th and Pennsylvania Ave.,  
Washington, D.C.

20535





b6  
b7c

March 21, 1977.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #349,770  
DATE 9/7/93 BY 980320N/KCA

Assistant Director John Mintz  
Federal Bureau of Investigation,  
Washington, D.C.

Dear John:

Re: The Black Panther Party et al.  
Plaintiff  
v.  
Edward Levi, et al.  
Defendant  
Civil Action 76-2205

On Saturday, March 19, 1977, I was personally served a  
Summons by a Deputy U.S. Marshal which indicated that I am one  
of the defendants in the captioned matter, along with others  
including Director Clarence M. Kelley.

Inasmuch as my connection with the investigation of the  
Black Panther Party was within the scope of my authority as  
an Agent of the Federal Bureau of Investigation, I am bringing  
this matter to your attention in order that proper steps may  
be initiated to request the Department of Justice to provide  
me with appropriate legal representation. In this regard it is  
noted that an answer to complaint is required within twenty days  
from the date of the service of the Summons.

For your further information and assistance, I can be  
telephonically reached at my residence throughout the day:  
Telephone Number [redacted]

Orig. to Dept.

Sincerely yours,

[redacted]

Memo HAFG:Civ  
4/2/77  
JTM:1,8  
Enc.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 4-1-77

TO: DIRECTOR, FBI  
 FROM: SAC, JACKSONVILLE (62-1533) (RUC)  
 SUBJECT: THE BLACK PANTHER PARTY,  
ET AL, VERSUS EDWARD LEVI,  
ET AL, (U.S. DISTRICT COURT, D.C.)  
CIVIL ACTION FILE NUMBER 76-2205

Re Bureau airtel to Albany, 2-8-77.

Following are all files and references in  
 the Jacksonville Division relating to plaintiffs and plaintiff  
 organization:

BLACK PANTHER PARTY  
 JACKSONVILLE DIVISION  
 RM - BPP  
 JK 157-2145  
 5 serials  
 2 1A's

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED #340,170  
 DATE 9/7/93 BY 9803 RDD/KAR

BLACK PANTHER PARTY (BPP)  
 REVOLUTIONARY CONVENTION  
 7/18-21/69  
 RM  
 BU 105-165706  
 JK 157-1862  
 9 serials

BLACK EXTREMIST SECTION OF  
 SINGLE FINGERPRINT FILE  
 IDENTIFICATION MATTER  
 RM  
 BU 62-93017  
 157-2378  
 6 serials

b6  
 b7C

(2) - Bureau  
 1 - Jacksonville GAW-tfr (3)

Approved: 733C  
57 APR 1977  
1/24/77  
1/24/77

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_



JK 62-1533

BLACK PANTHER PARTY (BPP) -  
MIAMI  
RM  
BU 105-165706  
JK 157-1892  
1 serial

POSSIBLE CIVIL RIGHTS VIOLATIONS  
BLACK PANTHER PARTY  
ANTI-RIOT LAWS; CIVIL RIGHTS  
JK 176-7  
6 serials

[REDACTED]  
Et Al  
(Travel of Defendants)  
ARL - CONSPIRACY  
BU 176-1410  
JK 176-1  
(Reference HUGHIE NEWTON)

b6  
b7C

NEW LEFT MOVEMENT  
INTERNAL SECURITY - MISCELLANEOUS  
(KEY ACTIVIST ALBUM)  
(REFERENCE [REDACTED])  
BU 100-446997  
JK 100-1198

BLACK PANTHER PARTY (BPP)  
EM  
JK 157-1693  
479 serials

BLACK NATIONALIST MOVEMENT  
(BLACK NATIONALIST PHOTOGRAPHIC ALBUM)  
RACIAL MATTERS JK 157-1525  
(Reference HUEY PERCY NEWTON)

BLACK PANTHER PARTY -  
CLEAVER FACTION  
JK 157-2483  
BU 157-22627  
150 serials

JACKSONVILLE CITIZENS TO  
REPEAL THE DRAFT  
SSA  
JK 25-6911  
(REFERENCE TO BLACK PANTHER PARTY)



[REDACTED] ETAL  
CIVIL ACTION FILE # 73-2442-MML  
Bu 100-459279  
JK 100-2501  
(Reference to BLACK PANTHER PARTY)

HUEY P. NEWTON  
RM - BPP  
Bu 105-165429  
JK 157-2205  
2 serials

BLACK PANTHER PARTY  
JACKSONVILLE DIVISION  
RM  
Bu 105-165706  
JK 157-1761  
35 serials

BLACK NATIONALIST MOVEMENT  
PHOTOGRAPH ALBUM  
RM  
JK 157-1525  
Bu 157-2314  
(Reference [REDACTED])

BLACK PANTHER PARTY  
EM  
JK 157-1693  
(References to HUEY P. NEWTON)

BLACK PANTHER PARTY  
EM  
JK 157-1693  
(References to [REDACTED])

BLACK PANTHER PARTY  
EM  
JK 157-1693  
(Reference to [REDACTED])



UNITED STATES GOVERNMENT

# Memorandum

TO : Director, FBI

DATE: 3/17/77

b6  
b7C

FROM : SAC, Minneapolis (62-4079) (C)

SUBJECT: THE BLACK PANTHER PARTY, ET AL,  
VERSUS EDWARD LEVI, ET AL,  
(U.S. DISTRICT COURT, D.C.)  
CIVIL ACTION FILE NUMBER 76-2205)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RDD/KFF

Reurairtel to Albany and all other offices  
dated 2/8/77.

The following list of files and references  
in the Minneapolis Division, relating to the plaintiff  
and plaintiff organization are set forth:

Bufile #  
MPfile #  
Sections  
Sub Sections  
Serials  
Exhibits and/  
or Enclosures

Unknown  
9-1685  
(1)  
(None)  
(4)  
(1)

Unsub, aka  
Black Panther;  
[Redacted] Victim;  
Victim;  
- Victim  
Extortion-Extremist  
Matters

Bufile #  
MPfile #  
Sections  
Sub Sections  
Serials  
Exhibits and/  
or enclosures

157-23912  
91-4582-40  
(None)  
(None)  
(1)  
(None)

Black Panther Party  
Urban Guerrilla War and  
Activities of individuals  
connected with Cleaver  
Factor during 5/11/71 -  
5/5/72

Bufile #  
MPfile #  
No. of Sections  
Sub Sections  
Serials  
Exhibits and/  
or Enclosures

157-22627  
157-525  
(27)  
(None)  
(1161)  
(11)

Black Panther Party -  
Minneapolis Division  
RM - BPP

2 - Bureau (RM)  
1 - Minneapolis  
FB:dkp  
(3)

EX-101

MAR 24 1977

REC-101  
JAM  
LECH  
JTB



54 APR 20 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



Bufile # (None)  
 MPfile # 157-564  
 No. of Sections (1)  
 Sub Sections (None)  
 Serials (13)  
 Exhibits and/ (None)  
 or Enclosures

Alleged member of  
 the Black Panther  
 Party, Minneapolis,  
 RM

Bufile # (Unknown)  
 MPfile # 157-679  
 No. of Sections (1)  
 Sub Sections (None)  
 Serials (7)  
 Exhibits and/ (1)  
 or Enclosures

Black Panther Party,  
 Milwaukee

Bufile # 105-165706  
 Sub 36  
 MPfile # 157-693  
 No. of Sections (1)  
 Sub Sections (None)  
 Serials (46)  
 Enclosures and/ (2)  
 or Exhibits

Black Panther Party,  
 De Moines, Iowa

Bufile # (Unknown)  
 MPfile # 157-762  
 No. of Sections (1)  
 Sub Sections (None)  
 Serials (4)  
 Exhibits and/ (None)  
 or Enclosures

Possible Civil Rights  
 Violations, Black  
 Panther Party; Anti-Riot  
 Laws; Civil Rights

Bufile # 105-165706  
 Sub 43  
 MPfile # 157-767  
 No. of Sections (2)  
 Sub Sections (None)  
 Serials (126)  
 Exhibits and/or (None)  
 Enclosures

Black Panther Party,  
 St. Paul Division

Bufile # (Unknown)  
 MPfile # 157-869  
 No. of Sections (1)  
 Sub Sections (None)  
 Serials (16)  
 Exchange and/ (None)  
 or Enclosures

Black Panther Party,  
 Atlanta Division



MP 62-4079

Bufile #	105-165706	Black Panther Party,
MPfile #	157-1059	Columbus, Ohio
No. of Sections	(1)	
Sub Sections	(None)	
Serials	(1)	
Exhibits and/ or Enclosures	(None)	

Bufile #	105-165706	Black Panther Party,
	Sub 13	Denver Chapter
MPfile #	157-1060	
No. of Sections	(1)	
Sub Sections	(None)	
Serials	(4)	
Exhibits and/ or enclosures	(None)	

Bufile #	105-165706	Black Panther Party,
MPfile #	157-1224	Chicago, Division
No. of Sections	(1)	
Sub Sections	(None)	
Serials	(3)	
Exhibits and/ or Enclosures	(None)	

Bufile #	157-22627	Black Panther Party -
MPfile #	157-1295	Cleaver Faction
No. of Sections	(2)	
Sub Sections	(none)	
Serials	(65)	
Exhibits and/ or Enclosures	(None)	

Bufile #	(Unknown)	
MPfile #	157-1925	
	Sub F, 137, 146, 165	
No. of Sections	(None)	
Sub Sections	(None)	Black Panther Party
Serials	(3)	2433 South Indiana
Exhibits and/ or Enclosures	(None)	Chicago, Illinois



Bufile # 105-165706  
MPfile # 157-4572  
No. of Sections (1)  
Sub Sections (None)  
Serials (7)  
Exhibits and/ (None)  
or Enclosures

Black Panther Party  
Threat to Assassinate

[REDACTED]  
[REDACTED] by the  
Black Panther Party

Bufile # (Unknown)  
MPfile # 176-42  
No. of Sections (1)  
Sub Sections (None)  
Serials (37)  
Exhibits and/ (3)  
or Enclosures

[REDACTED]  
ET AL  
ARL

Bufile # (Unknown)  
MPfile # 176-44  
No. of Sections (1)  
Sub Sections (None)  
Serials (3)  
Exhibits and/ (None)  
or Enclosures

Black Panther Party  
Possible Federal  
Prosecution; Anti-Riot  
Laws

Bufile # (Unknown)  
MPfile # 157-1054  
No. of Sections (1)  
Sub Sections (None)  
Serials (5)  
Exhibits and/ (None)  
or Enclosures

Black Panther Party,  
Rockford, Illinois Branch  
Rockford, Illinois



F B I

Date: 3/28/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: DIRECTOR, FBI (62- )

FROM: *JAM*  
*128* LEGAT, HONG KONG (62-72) (RUC)

b6  
b7C

THE BLACK PANTHER PARTY, ET AL, VERSUS  
EDWARD LEVI, ET AL,  
(U. S. DISTRICT COURT, D. C. )  
CIVIL ACTION FILE NUMBER 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED # 340,770  
DATE 9/7/93 BY 9803 RDD/KEA

Re Bureau airtels dated 2/8/77 and 1/12/77.

According to instructions as contained in referenced Bureau airtel dated 2/8/77, the following list of all files and references relating to plaintiffs and plaintiff organization are being set forth:

BLACK PANTHER PARTY;  
BLACK PANTHER PARTY - INTERNATIONAL RELATIONS  
HQ 105-165706  
HON 157-2  
2 Sections  
187 Serials

BLACK PANTHER PARTY - LOS ANGELES DIVISION  
HQ 105-165706 Sub 26  
HON 157-77  
1 Section  
5 Serials

REC-7  
EX-101

62-117410-75

3-Bureau  
(1-Foreign Liaison Unit)  
1-Hong Kong  
BTP:mm1  
(4)

22 APR 7 1977

Approved: *54* Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



HON 62-72

b6  
b7C

BLACK PANTHER PARTY - CLEAVER FACTION  
QH 157-22627  
HON 157-106  
1 Section  
21 Serials

BLACK PANTHER SOLIDARITY COMMITTEE,  
STOCKHOLM, SWEDEN  
HON 157-10  
1 Section  
4 Serials

HUEY P. NEWTON  
HQ file  
HON 157-23  
1 Section  
No sub-sections  
48 Serials

[REDACTED]  
HQ file  
HON 157-24  
1 Section  
No sub-sections  
18 Serials

[REDACTED]  
Key Activist Album (Album destroyed 2/5/74)

[REDACTED]  
No record HON indices

[REDACTED]  
No record HON indices

[REDACTED]  
HQ file  
HON 157-44  
1 Section  
No sub-sections  
13 Serials



HON 62-72

b6  
b7C

JOHN GEORGE  
No record HON indices

[REDACTED]

No record HON Indices

[REDACTED]

No record HON indices

The following individual may be identical to  
[REDACTED] mentioned in re Buairtel, 1/12/77:

[REDACTED]

IS - CH

[REDACTED]

HQ file  
HON 105-10173  
1 Section  
No sub-sections  
3 Serials



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (62-

DATE: 4/20/77

FROM : SAC, RICHMOND (105-5504) -e-

SUBJECT: THE BLACK PANTHER PARTY, ET AL,  
VERSUS EDWARD LEVI, ET AL,  
(U. S. DISTRICT COURT, D.C.)  
CIVIL ACTION FILE NUMBER 76-2205

Re Richmond letter to the Bureau, 3/4/77.

Exhaustive efforts have failed to locate Richmond file 157-3124. Accordingly, pertinent information relating to that file as requested in Bureau airtels to Albany, 1/12/77 and 2/8/77, cannot be furnished.

It would appear to Richmond that this file has either inadvertently been destroyed or is otherwise misfiled.

Appropriate administrative controls have been established so that in the event the file is located, the information desired will be furnished to the Bureau.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RON/KCA

EX-103

b6  
b7C

2 - Bureau  
1 - Richmond  
TJO:dam  
(4)

REC-16

62-117442-76

APR 26 1977

CC 7338



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



UNITED STATES GOVERNMENT

# Memorandum

TO: DIRECTOR, FBI  
ATTN: Legal Counsel Division

DATE: 5/4/77

FROM: SAC, WFO (62-10991)

SUBJECT: BLACK PANTHER PARTY, ET. AL.  
VS. EDWARD LEVI, ET. AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION #76-2205

On 4/18/77 Civil Docket #76-2205 was reviewed at U.S.D.C. for the District of Columbia. Nothing of significance was noted which the Bureau is not aware.

WFO will follow.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RDD/KGA

b6  
b7C

EX-103

2 - Bureau  
1 - WFO  
BAO:mkg

(3)

REC-16

62-117442-77

11 MAY 5 1977



1-CC-7338  
MAY 25 1977  
25

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

LEGAL COUNSEL



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI

DATE: 5/4/77

FROM : SAC, SACRAMENTO (62-561)

SUBJECT: THE BLACK PANTHER PARTY, ET AL, V.  
EDWARD LEVI, ET AL,  
(U.S. DISTRICT COURT, D. C.)  
CIVIL ACTION FILE NUMBER 76-2205

Re SC airtel to BU 3/1/77.

No investigation or leads are outstanding  
in the Sacramento Division. Sacramento is considering  
this matter RUC.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #349,770  
DATE 9/7/93 BY 9803RDD/KFA

b6  
b7C

EX-103

2 - Bureau  
1 - Sacramento  
BRLK/cw  
(3)

REC-16

62-117442-78

MAY 9 1977



MAY 23 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

M/HFK



## memorandum

DATE: April 8, 1977

REPLY TO  
ATTN OF: Barbara Allen Babcock  
Assistant Attorney General  
Civil DivisionSUBJECT: By: David J. Anderson  
Chief, General Litigation  
SectionDJA:JFBarg:mpk  
145-12-3025

TO:

The Black Panther Party, et al. v.  
Edward Levi, et al., Civ. Act No.  
76-2205 D.D.C.

FEDERAL GOVERNMENT

Mr. John Mintz  
Assistant Director  
Legal Counsel Division  
Federal Bureau of Investigation

Enclosed is a Motion to Dismiss filed on behalf of the agency defendants, among others, in the above-captioned case. Nevertheless, you should continue to gather information from your agency's files in preparation for filing an Answer and responding to discovery, in the event the Motion to Dismiss is denied in whole or in part.

We will keep you advised of further developments in this litigation as they occur.

Enclosure

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RDD/KFA

EX-103

REC-45

62-117442-79

17 MAY 12 1977

LEGAL COUNSEL

b6  
b7C

ENC #100-7338



Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

57 MAY 24 1977

5480



Airtel

5/24/77

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b7C

TO: SAC, San Francisco  
Attention: Principal Legal Instructor

1 - [REDACTED]  
1 - Mr. Mintz  
1 - Civil Litigation Unit

FROM: Director, FBI

THE BLACK PANTHER PARTY, et al.,  
v. EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RDD/KFA

Enclosed for San Francisco is one copy of an affidavit of  
[REDACTED] dated

April 29, 1977.

On March 31, 1977, a Motion to Dismiss was filed in the  
United States District Court, District of Columbia, on behalf of  
defendant FBI Agents, and others, named in this action.

By letter dated May 16, 1977, the Assistant Attorney  
General (AAG) of the Civil Division, advised the Bureau that the  
plaintiffs have filed a Motion in Opposition to defendants' previously  
filed Motion to Dismiss, supported by the above enclosed affidavit of  
[REDACTED]

Specifically, [REDACTED] alleges that in June, 1976,  
she learned that FBI Agents had been visiting her apartment in  
Oakland, California, for the purpose of gathering the names of her  
visitors and the license numbers of their cars. She also claims that  
an Agent visited her on April 11, 1977, to discuss her knowledge of  
the whereabouts of the escaped murderers of John Huggins and  
Alprentice Bunchie Carter. Finally, [REDACTED] claims that

MAILED 9  
MAY 26 1977  
FBI

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_

Enclosure

MFK:pls  
(6)

SEE NOTE - PAGE 2

MAY 31 1977

Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_  
JUN 1 3 1977  
MAIL ROOM ☒ TELETYPE UNIT ☐



**Airtel to SAC, San Francisco**  
**Re: The Black Panther Party, et al.,**  
**v. Edward Levi, et al.**

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b7C

Agents of the FBI have, within the past 12 months, questioned

In her letter of May 16, 1977, the AAG of the Civil Division advised that the plaintiffs are using the affidavit of [ ] to demonstrate the continuing nature of the alleged conspiracy to destroy the BPP, and that in view of the termination of the FBI's investigation of the BPP, on January 1, 1977, it would appear that the FBI conduct described in [ ] affidavit either occurred prior to January 1, 1977, or was prompted by other law enforcement considerations.

In order that we may frame a reply to plaintiff's assertions, the San Francisco Office is requested to furnish the Bureau, Attention: Legal Counsel Division, with a letterhead memorandum (LHM) incorporating the pertinent, factual information responsive to the allegations in the affidavit. The LHM should be reviewed by a legal instructor for factual and legal sufficiency. Any questions regarding its content may be directed to the Legal Counsel Division, Attention: Special Agent [ ]

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NOTE: Above entitled civil suit was filed as a class action in 12/76, alleging that the defendants conspired to ruin the BPP financially and politically. By letter dated May 16, 1977, the AAG, Civil Division, advised that plaintiffs had filed a Motion in Opposition to the previously filed Motion by defendants for dismissal. This airtel is a request for factual information responsive to the allegations contained in the affidavit in support of plaintiff's Opposition.

*JCF*

**APPROVED:**

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_



## memorandum

DATE:

16 MAY 1977

REPLY TO  
ATTN OF:

Barbara Allen Babcock  
Assistant Attorney General  
Civil Division

BAB:DJA:JFBarg:mlh  
145-12-3025

SUBJECT:

The Black Panther Party, et al. v. Edward Levi,  
et al., No. 76-2205 (D. D.C.)

TO:

Mr. Clarence M. Kelley FEDERAL GOVERNMENT  
Director  
Federal Bureau of Investigation  
Attn: Legal Counsel Division

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #349,770  
DATE 9/7/93 BY 9803 RDD/LSA

b6  
b7C

Plaintiffs in the above-captioned case have served on us their Opposition to the previously-filed Motion to Dismiss. Attached to the Opposition is an affidavit executed by [redacted] alleging continued FBI investigation and/or harassment of her and other Party members.

Specifically, [redacted] alleges that in June 1976, she learned that FBI agents have been visiting her apartment in Oakland, California for the purpose of gathering the names of her visitors and the license numbers of their cars. She also claims that an agent visited her on April 11, 1977 to discuss her knowledge of the whereabouts of the escaped murderers of John Huggins and Alprentice Bunchie Carter. Finally, [redacted] claims that agents of the FBI have, within the past twelve months, questioned employees of [redacted]

Plaintiffs are using the [redacted] affidavit to demonstrate the continuing nature of the alleged conspiracy to destroy the Party. In view of the termination of the FBI's investigation of the Party on January 1, 1977 it would appear that the FBI conduct described in [redacted] affidavit either occurred prior to the termination or was prompted by other law enforcement considerations.

In order for us to adequately respond to the allegations contained in the affidavit as well as the legal implications attending the allegations, it is requested

23 MAY 31 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

LEGAL COUNSEL  
OPTIONAL FORM NO. 10  
(REV. 7-76)  
GSA FPMR (41 CFR) 101-11.6  
5010-112



JUN 16 1977



that you furnish us with complete details on these allegations and any other recent investigative activity directed toward

Our reply to plaintiffs' Opposition is due to be filed on May 17, 1977. Therefore, your early response would be appreciated.

Enclosure



## memorandum

DATE:

REPLY TO  
ATTN OF:  
SUBJECT:Barbara Allen Babcock  
Assistant Attorney General  
Civil DivisionBAB:JFBarg:mae  
145-12-3025

FEDERAL GOVERNMENT

The Black Panther Party, et al. v. Levi  
(USDC D.C.) Civil Action No. 76-2205.

APR 26 1977

TO: Mr. Clarence M. Kelley  
Director  
Federal Bureau of InvestigationALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RDS/KEAAttention: Mr. John A. Mintz  
Legal Counsel Divisionb6  
b7C

We have received your memorandum of April 7, 1977,  
forwarding [redacted] March 23, 1977 letter  
advising you that he was served with a summons and  
complaint in the above-captioned case and requesting  
departmental representation.

[redacted] request for representation is presently  
under consideration. Enclosed is a copy of a motion filed  
on his behalf seeking an extension of time to and including  
May 20, 1977, to respond to the complaint.

1ST-112

REC-45

62-117442-82

MAY 31 1977

LEGAL COUNSEL

1 CC-7330  
E ETC[redacted]  
7330

[redacted]

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

56 JUN 9 1977



UNITED STATES GOVERNMENT

# Memorandum

TO : The Director

DATE: 5/26/77

FROM : Legal Counsel *[Signature]*

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340790  
DATE 9/7/93 BY 9803 RDD/KAA

SUBJECT: *10* THE BLACK PANTHER PARTY, et al.,  
v. EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. *[Signature]*  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

b6  
b7C

PURPOSE: To recommend that Director Kelley designate a Bureau official to accept personal service of process for him in captioned civil suit.

SYNOPSIS & DETAILS: On 5/26/77, the United States District Court for the District of Columbia denied defendants' Motion to Dismiss previously filed in this matter and ordered that service of process be effected on all defendants in compliance with the Federal Rules of Civil Procedure, Rule 4(d), on or before 6/15/77, and that all discovery be completed on or before 9/25/77.

*18*  
[Redacted] Departmental Attorney, Civil Division, advised SA [Redacted] of this Bureau's Legal Counsel Division that he feels that plaintiffs will immediately attempt to personally serve Director Kelley with a copy of the Summons and Complaint in this suit and that to avoid any unnecessary embarrassment to the Director and his family the manner in which the Director will submit to inpersonam jurisdiction should now be decided.

Additionally, the Court granted plaintiffs' Motion to Add and Drop Defendants, and plaintiffs have added Griffin B. Bell, Attorney General; Admiral Stansfield Turner, Director, CIA;

1 - [Redacted]  
1 - [Redacted]  
MFK:clh  
(6) *clh*

ST-101 REC-6 *117442-83*  
1 - [Redacted]  
1 - Mr. Mintz  
1 - Civil Litigation Unit 1977



ENCLOSURE  
*7339*

JUN 13 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

LEGAL COUNSEL *115K*



Legal Counsel to The Director Memo  
Re: THE BLACK PANTHER PARTY, et al.,  
v. EDWARD LEVI, et al.

W. Michael Blumenthal, Secretary of Treasury; William E. William, Acting Commissioner of IRS; Clifford Alexander, Secretary of the Army; and the United States, as defendants in this suit.

b6  
b7C

Former Assistant Director William C. Sullivan and former SA [ ] of this Bureau have been named in this suit in their official and individual capacities and have been personally served with process. Sullivan and [ ] request for Departmental representation is now under consideration by the Department. In this regard, the Court granted the Motion on behalf of Sullivan and [ ] for an extension of time to respond to the Complaint. Director Kelley has been named in his official and individual capacity but to date has not been personally served in accordance with the Federal Rules of Civil Procedure, Rule 4(d) (1).

RECOMMENDATION: That Director Kelley designate a Bureau official to receive service of process on his behalf in captioned lawsuit.

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

555 5/26/77 [ ] was instructed to advise civil Division of delegation and request plaintiffs be so advised.



FILED

MAY 26 1977

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

JAMES F. DAVEY, Clerk

THE BLACK PANTHER PARTY, et al., )  
 )  
Plaintiffs ) Civil Action  
 )  
v )  
 ) No. 76-2205  
 )  
EDWARD LEVI, et al., )  
 )  
Defendants )

FBI  
↑  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RDD/K49

ORDER

Upon consideration of defendants' Motions to Dismiss, the Motion of defendants Mitchell, Sullivan, Mardian and Moore for Extension of Time to Respond to Complaint, plaintiffs' Motion to Add and Drop Defendants and to Extend Time Within Which to Move for Class Certification, the memoranda in support thereof and in opposition thereto, and oral argument of counsel having been heard, it is by the Court this 26<sup>th</sup> day of May 1977.

--- ORDERED that defendants' Motions to Dismiss be, and the same hereby are, denied; and it is further

ORDERED that plaintiffs' Motion to Add and Drop Defendants be, and the same hereby is, granted; and it is further

ORDERED that plaintiffs' Motion to Extend Time Within Which to Move for Class Certification be, and the same hereby is, denied; and it is further

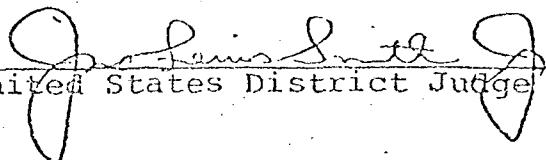
ORDERED that the Motion of defendants Mitchell, Mardian, Sullivan and Moore for Extension of Time to Respond to Complaint be, and the same hereby is, granted; and it is further

ORDERED that service of process be effected on all defendants in compliance with Federal Rule of Civil Pro-



cedure 4(d) on or before June 15, 1977; and it is further

ORDERED that all discovery be completed on or before  
September 25, 1977.

  
United States District Judge



UNITED STATES GOVERNMENT

# Memorandum

TO : The Director

DATE: 6-6-77

FROM : Legal Counsel *[Signature]*

b6  
b7C

SUBJECT: BLACK PANTHER PARTY, et al.,

v. EDWARD LEVI, et al.

CIVIL ACTION FILE NO. 76-2205

(U.S.D.C., D.C.)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RMD/KFA

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. *[Signature]*  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

## PURPOSE:

To report receipt of service of a Summons and Complaint in captioned civil suit in your behalf.

## SYNOPSIS AND DETAILS:

At 10:28 a.m. on June 6, 1977, Deputy U.S. Marshal Peyton Fairfax served me with a Summons and Complaint in captioned civil suit which I received in your behalf pursuant to your prior delegation of that authority.

Among the numerous defendants in addition to yourself are William C. Sullivan and *[Redacted]* former officials of the FBI. All are being sued in their individual capacity and in addition you are being sued in your official capacity. *[Signature]*

The Complaint alleges a class action and an individual action for money damages. It alleges a concerted plan existed since 1967 on the part of the defendants to destroy the Black Panther Party politically and financially by illegal means ranging from causing the assassination of Panther leaders to burglarizing and bugging the plaintiffs' offices and homes. If the class action is permitted by the Court, the class will consist of 1,000 past and present members of the Black Panther Party and 25,000 Party supporters. The Complaint demands in excess of \$50,000,000 general damages plus \$50,000,000 punitive damages plus the statutory damages for electronic interception provided in Title 18, U.S. Code, Section 2520.

EX-114

EC-45

62-117442-84

1 - *[Redacted]*  
1 - *[Redacted]*

ENCLOSURE

1 - Civil Litigation Unit

1 - Mr. Mintz

JAM:bpr

(5)

ENC. BEHIND FILE

CONTINUED - OVER

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

JUN 15 1977

Pers. Rec. Unit

FBI/DOJ



Memo from Legal Counsel to the Director  
Re: Black Panther Party

This matter is under review and all appropriate action will be taken to provide for the defense in the suit.

RECOMMENDATION:

For information.

APPROVED:

Director *[Signature]*

Assoc. Dir. *[Signature]*

Dep. AD Adm. *[Signature]*

Dep. AD Inv. *[Signature]*

Adm. Serv. \_\_\_\_\_

Crim. Inv. \_\_\_\_\_

Fin. & Pers. \_\_\_\_\_

Ident. \_\_\_\_\_

Intell. \_\_\_\_\_

Laboratory \_\_\_\_\_

Legal Coun. *[Signature]*

Plan. & Insp. \_\_\_\_\_

Rec. Mgnt. \_\_\_\_\_

Spec. Inv. \_\_\_\_\_

Tech. Servs. \_\_\_\_\_

Training \_\_\_\_\_

Public Affs. Off. \_\_\_\_\_



RETURN ON SERVICE OF WRIT

I hereby certify and return, that on the

day of

19

I received this summons and served it together with the complaint herein as follows:

THOMAS E. DYAL

MARSHAL'S FEES

Travel \$  
Service

United States Marshal.

By

Deputy United States Marshal.

Subscribed and sworn to before me, a

this

day of , 19

[SEAL]

Note: Affidavit required only if service is made by a person other than a United States Marshal or his Deputy.

No. 76-2205

United States District Court  
FOR THE

District of Columbia

THE BLACK PANTHER PARTY, et al.

v.

EDWARD LEVI, et al.

SUMMONS IN CIVIL ACTION

Returnable not later than days  
after service.

Bruce J. Terris

Attorney for Plaintiff

FPI-MI-8-6-75-300W-4211

District of Columbia



United States District Court  
FOR THE  
District of Columbia

CIVIL ACTION FILE NO. 76-2205

*FBI*  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/8/93 BY 9803RAD/SEA

THE BLACK PANTHER PARTY, et al.

Plaintiff

v.

EDWARD LEVI, et al.

Defendant

SUMMONS

To the above named Defendant : Clarence Kelley

You are hereby summoned and required to serve upon Bruce J. Terris

plaintiff's attorney, whose address 1526 18th Street, N.W.  
Washington, D.C. 20036

*amended*  
an answer to the complaint which is herewith served upon you, within 60 days after service of this  
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be  
taken against you for the relief demanded in the complaint.

JAMES F. DAVEY

Clerk of Court.

*Esther E. Creeden*  
Deputy Clerk.

JUN 1 1977

Date: 5/31/77

[Seal of Court]

NOTE:—This summons is issued pursuant to Rule 4 of the Federal Rules of Civil Procedure.

Memo Legal Counsel to the  
Director, JMS: G-6-77



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

HUEY P. NEWTON  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

ELAINE BROWN  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

DONALD FREED  
2337 Greenfield Ave.  
Los Angeles, California 90038  
(213) 478-1169;

BERTON SCHNEIDER  
933 N. LaBrea  
Los Angeles, California 90038  
(213) 874-5050;

THOMAS AND FLORA GLADWIN  
4551 Reinhardt  
Oakland, California 94618  
(415) 530-6668;

JOHN GEORGE  
120-11th St.  
Oakland, California  
(415) 451-6800;

FATHER EARL NEIL  
Associate Officer  
Community Action & Human Development  
Executive Counsel of the  
Episcopal Church  
815-2nd Avenue  
New York, New York 10017  
(212) 867-8400; and

JOHN AND ELIZABETH HUGGINS  
200 Osborne Avenue  
New Haven, Connecticut 06511  
(203) 387-3184,

Plaintiffs

v.

EDWARD LEVI  
University of Chicago  
1116 E. 59 Street  
Harper Library  
Chicago, Illinois 60637;

Civil Action No. 76-2205

JURY TRIAL DEMANDED



GRIFFIN BELL  
Attorney General of the United States  
Justice Department  
Washington, D.C. 20530

JOHN MITCHELL  
1030 Fifth Avenue  
New York, N.Y. 10020;

ROBERT MARDIAN  
2323 N. Central Avenue  
Phoenix, Arizona 85001;

CLARENCE M. KELLEY, Director  
Federal Bureau of Investigation  
Washington, D.C. 20535;

WILLIAM C. SULLIVAN  
Sunset Road  
Sugar Hill  
New Hampshire 03585;

GEORGE C. MOORE  
6715 27th Street North  
Arlington, Virginia

ADMIRAL STANSFIELD TURNER  
Director  
Central Intelligence Agency  
Washington, D.C. 20505;

GEORGE BUSH  
1079 Houston Club Building  
Houston, Texas 77002;

WILLIAM E. COLBY  
5317 Briley Place, N.W.  
Washington, D.C. 20016;

RICHARD HELMS  
c/o Foreign Service Lounge  
Room 1252  
Department of State  
Washington, D.C. 20520;

W. MICHAEL BLUMENTHAL  
Secretary of the Treasury  
Washington, D.C. 20220;

WILLIAM E. SIMON  
Sand Spring Road,  
New Vernon, New Jersey 07976;

REX DAVIS, Director  
Bureau of Alcohol, Tobacco & Firearms  
of the Department of the Treasury  
Washington, D.C. 20044;

HAROLD A. SERR  
4642 34th Street  
N. Arlington, Virginia;

WILLIAM E. WILLIAM  
Acting Commissioner of Internal  
Revenue Service  
Washington, D.C. 20224;

DONALD C. ALEXANDER  
2801 New Mexico Ave., N.W.  
Washington, D.C. 20007;

JOHNNIE M. WALTERS  
1730 Pennsylvania Ave., N.W.  
Washington, D.C. 20006;

RANDOLPH W. THROWER  
Sutherland, Asbill & Brennan  
3100 First National Bank Tower  
Atlanta, Georgia 30303;

CLIFFORD ALEXANDER  
Secretary of the Army  
Pentagon  
Washington, D.C. 20310;

HOWARD H. CALLOWAY  
Post Office Box 528  
Crested Butte, Colorado 81224;

HAROLD R. AARON  
Assistant Chief of Staff for  
Army Intelligence  
Washington, D.C. 20410;

BENJAMIN F. BAILAR  
Postmaster General  
United States Postal Service  
Washington, D.C. 20260;

WINTON M. BLOUNT  
Chairman of the Board and President  
Blount, Inc.  
4520 Executive Park Drive  
Montgomery, Alabama 36102;

TOM CHARLES HUSTON  
11 South Meridian  
Indianapolis, Indiana 46204;

UNITED STATES OF AMERICA  
c/o Earl Silbert  
United States Attorney for the  
District of Columbia  
Constitution & John Marshall Pl.,  
Washington, D.C.; and

JOHN DOE 1-5,  
RICHARD DOE 1-5,  
JANE DOE 1-5;

INDIVIDUALLY AND IN THEIR  
OFFICIAL CAPACITIES,

Defendants.



AMENDED CLASS ACTION COMPLAINT FOR  
DECLARATORY AND INJUNCTIVE RELIEF AND DAMAGES

INTRODUCTION

1. This is a class and individual action for declaratory and injunctive relief, and mandamus and an individual action on behalf of the Black Panther Party, Huey P. Newton, and Elaine Brown for money damages arising under the Constitution and laws of the United States, more particularly, the First, Fourth, Fifth and Ninth Amendments to the Constitution, the Civil Rights Act of 1871, 42 U.S.C. 1985, the National Security Act of 1947, 50 U.S.C. 403, the Internal Revenue Act, 26 U.S.C. 7605, the Postal Service Act, 39 U.S.C. 403 and the Omnibus Crime Control and Safe Streets Act of 1968, 18 U.S.C. 2510-2520, 47 U.S.C. 605. The Black Panther Party, its members and supporters seek redress against past and present high government officials because of the concerted plan conceived and implemented by those officials since 1967 to destroy the Party politically and financially. The illegal means by which defendants have conspired to achieve destruction of the Party range from the extreme of causing assassination of Panther leaders to the more commonplace, albeit still unlawful practice of, burglarizing and bugging plaintiffs' offices and homes. All of the plaintiffs and those they represent have, because of their political activities, beliefs and associations, been subjected to the practices complained of herein by defendants. Despite official denials to the contrary, defendant present government officials continue to repress and harass plaintiffs and those they represent.

JURISDICTION

2. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. 1331(a), which gives district courts jurisdiction



over actions arising under the Constitution or laws of the United States; 28 U.S.C. 1340, which gives district courts jurisdiction over civil actions arising under an Act of Congress concerning internal revenue; 28 U.S.C. 1343, which gives district courts jurisdiction over civil actions seeking damages caused by conspiracies to deprive citizens of their civil rights; and 28 U.S.C. 1361, which gives district courts jurisdiction over mandamus actions.

#### PARTIES

##### Plaintiffs

3. Plaintiff Black Panther Party was founded by Huey P. Newton in 1966. It is an association of black and poor persons who are committed to improving the social and economic condition of minority and poor people and to eradicate racism, economic class discrimination, and oppression of all kinds. The principal office of plaintiff Party is in Oakland, California, where its newspaper is published and where the many programs it has initiated and sponsored are focused. These programs provide free services and goods to those in need, including transportation for senior citizens, legal and ambulance services, food, and testing of black and other persons for sickle cell anemia. Plaintiff Party brings this action on behalf of itself and its past and present members and supporters.

4. Plaintiff Huey P. Newton is the Founder and Chief Theoretician of the Party. He is a resident of Oakland, California, but, because of the unlawful activities of the defendants directed against him, is presently residing outside the jurisdiction of the United States until it is safe for him to return.



5. Plaintiff Elaine Brown is the authorized Chairperson for the Party. She is a citizen of the United States and a resident of Oakland, California.

6. Donald Freed is a published author and supporter, both politically and financially, of the Party and its activities. He is a citizen of the United States and a resident of Los Angeles, California.

7. Berton Schneider is a producer and director of films and supporter, both politically and financially, of the Party and its activities. He is a citizen of the United States and a resident of Beverly Hills, California.

8. Thomas and Flora Gladwin are active supporters of the Black Panther Party. They are citizens of the United States and residents of Oakland, California.

9. John George is an attorney and a member of the Board of Supervisors of Alameda County, California. He is a supporter of the Party and a resident of Oakland, California.

10. Father Earl Neil is a long-time supporter of the Black Panther Party and assisted in the implementation of its breakfast programs for children. He is a citizen of the United States and a resident of New York, N.Y.

11. John and Elizabeth Huggins are the parents of assassinated Black Panther Party member, John Huggins, and sue on his behalf. They are citizens of the United States and residents of New Haven, Connecticut.

12. All of the plaintiffs and those they represent have suffered substantial injury as a result of the unlawful actions taken by defendants for the purpose of punishing, harassing and burdening the plaintiffs because of their political



beliefs, expressions and associations.

Defendants

13. Defendant Edward Levi was formerly Attorney General of the United States.

14. Defendant Griffin Bell is the present Attorney General of the United States.

15. Defendant John Mitchell was formerly Attorney General of the United States.

16. Defendant Robert Mardian was formerly Assistant Attorney General for Internal Security.

17. Defendant Clarence M. Kelley is the present Director of the Federal Bureau of Investigation (FBI).

18. Defendant William C. Sullivan was formerly Assistant Director of the FBI.

19. Defendant George C. Moore was formally chief of the Racial Intelligence Section of the FBI.

20. Defendant Admiral Stansfield Turner is the present Director of the Central Intelligence Agency (CIA).

21. Defendant George Bush was formerly Director of the CIA.

22. Defendant William E. Colby was formerly Director of the CIA.

23. Defendant Richard Helms was formerly Director of the CIA.

24. Defendant W. Michael Blumenthal is the present Secretary of the Treasury.

25. Defendant William E. Simon was formerly Secretary of the Treasury.

26. Defendant Rex Davis is the present Director of the Bureau of Alcohol, Tobacco & Firearms of the Department of the Treasury.



27. Defendant Harold Serr was formerly Director of the Bureau of Alcohol, Tobacco & Firearms of the Department of the Treasury.

28. Defendant William E. William is the Acting Commissioner of the Internal Revenue Service (IRS).

29. Defendant Donald C. Alexander was formerly Commissioner of the IRS.

30. Defendant Johnnie M. Walters was formerly Commissioner of the IRS.

31. Defendant Randolph W. Thrower was formerly Commissioner of the IRS.

32. Defendant Clifford Alexander is the present Secretary of the Army.

33. Defendant Howard H. Calloway was formerly Secretary of the Army.

34. Defendant Harold R. Aaron is the present Assistant Chief of Staff for Army Intelligence.

35. Defendant Benjamin F. Bailar is the present Postmaster General of the United States Postal Service.

36. Defendant Winton M. Blount was formerly Postmaster General of the United States Postal Service.

37. Defendant Tom Charles Huston was an assistant to the President of the United States.

38. Defendant John Doe 1 - 5, Richard Doe 1 - 5, and Jane Doe 1 - 5, are unknown employees of the Department of Justice, the FBI, and CIA, the Department of the Treasury, the Bureau of Alcohol, Tobacco and Firearms of the Department of the Treasury, the IRS, the Executive Office of the President the Department of the Army, the Postal Service and other agencies of the federal government that conspired with each other and/or the above-named defendants and their agents in



taking and promoting unlawful actions intended to harm and, in fact, causing injury to plaintiffs.

39. Each of the defendants, both past and present government officials, is being sued in his or her individual capacity and each present government official is being sued in his or her official capacity. Each defendant held the official position stated at times relevant to the allegations of this complaint and each defendant was acting under the color of his official capacity at the times complained of.

#### CLASS ACTION ALLEGATIONS

40. Plaintiffs bring this action as a class action under Rule 23(a), (b)(1), (2), (3), and (c) of the Federal Rules of Civil Procedure insofar as the relief sought is injunctive and declaratory relief and mandamus. Plaintiffs do not bring this action as a class action insofar as money damages are sought.

41. Plaintiffs Party, Newton, Brown, and John and Elizabeth Huggins represent a class of more than 1000 persons who are past or present members of the Black Panther Party who, because of their political beliefs and activities as expressed by their membership in the Party, were and are subject to unlawful and injurious actions by defendants.

42. Plaintiffs Freed, Schneider, Thomas and Flora Gladwin, George, and Neil represent a class of more than 25,000 persons throughout the United States who, because of their open political or financial support of the Party and its activities, were or continue to be subject to unlawful and injurious actions by defendants.

43. The number of individuals in each of these classes is too large to make joinder practicable.

44. Defendants have acted on grounds generally



applicable to each class, thereby making injunctive and declaratory relief appropriate with respect to each class.

45. The claims of the named plaintiffs are typical of the claims of the classes they represent.

46. There are questions of law and fact common to the members of each class in this action. The common questions of fact relate to the subjecting by defendants of class members to a continuous program of unlawful and injurious actions which were similar in nature and purpose because of plaintiffs' political beliefs and activities. The common questions of law involve whether defendants' actions violated the Constitution and Federal statutes. These common questions predominate over any questions affecting only individual members and a class action is superior to other available methods for the fair and efficient adjudication of the controversy.

47. Plaintiffs will fairly and adequately protect the interests of each class. Plaintiffs consist of both leaders and ordinary members of each of the two classes. Plaintiffs are represented by attorneys experienced in the field of Constitutional litigation. Plaintiffs know of no conflicts of interest among members of the classes with regard to the issues in this case.

48. Plaintiffs know of no interest of the members of the class in individually controlling the promotion or defense of separate actions.

49. Plaintiffs know of only the following actions brought by or against members of the class relating to the controversy. Brewer v. City of Chicago, N.D. Ill., Civil



Action No. 70-C-1384; Dellenger v. Mitchell, D. D.C., Civil Action No. 1768-69. However, the plaintiffs in Brewer seek relief for the alleged unlawful actions of the City of Chicago and various federal defendants concerning the raid on December 4, 1969, on the homes and offices of particular Black Panther leaders in Chicago resulting in the deaths of Fred Hampton and Mark Clark. The plaintiffs do not seek any of the relief sought in this case. The sole issue in the Dellenger case which is involved here is the claim of plaintiff Black Panther Party that the Department of Justice engaged in illegal electronic surveillance against the Party. Plaintiff Black Panther Party intends to file a motion for its voluntary dismissal without prejudice as a plaintiff in the Dellenger case.

50. It is extremely desirable to concentrate the litigation of claims involved in the present litigation in this forum since the defendants were residing here at the time of the actions involved and the federal agencies are located here. Plaintiffs believe that most of the records and many of the witnesses are in this jurisdiction.

51. There should be no undue difficulties in managing this case as a class action because all or virtually all the questions of law and fact are common.

#### FACTS

52. In 1967, the FBI formed a special counter-intelligence program, called COINTELPRO, intended, in the Bureau's own words, to "expose, disrupt, misdirect, discredit or otherwise neutralize the activities of black nationalists." A specific purpose of COINTELPRO was to prevent the rise of a "messiah," a charismatic black leader who might "unify and



electrify" black persons. Martin Luther King, Jr. was named as a potential "messiah" in the FBI's secret memoranda establishing COINTELPRO, but, after the assassination of King in 1968, the FBI shifted its focus to the Party and its leadership, particularly Huey P. Newton. This was done in conformity with then Director J. Edgar Hoover's public pronouncement that the Party constituted "the greatest threat to the internal security of the country \* \* \*." Of the 295 total actions documented by the Senate Select Committee on Intelligence as having been taken by the COINTELPRO program alone to disrupt black groups, 233, or 79 percent, were specifically directed toward destruction of plaintiff Party. Approximately \$100,000,000 of taxpayers' money was expended for COINTELPRO, over \$7 million of it allocated for 1976 alone to pay off informants and provocateurs. This amount was twice that allocated in this same period by the FBI to pay organized crime informants.

53. With the election of Richard M. Nixon as President of the United States in 1968, the Administration addressed itself, in the words of former White House Counsel John Dean, to "the matter of how we can maximize the fact of our incumbency in dealing with persons known to be active in their opposition to our Administration. Stated a bit more bluntly -- how we can use the available federal machinery to screw our political enemies."

54. A "White House Enemies List" was drawn up by officials in the Nixon Administration. In its original form, this list contained the names of only two parties or organizations, one of which is plaintiff Black Panther Party. Later, a longer version of this list contained additional names of



many prominent and widely respected figures in the fields of politics, labor, the media and academia, including other plaintiffs here.

55. A detailed plan, commonly known as the Huston Plan after its White House designated co-ordinator, Tom Charles Huston, was approved by the director of the FBI, the CIA, the Defense Intelligence Agency and the National Security Agency in 1970. This plan set forth the means by which defendants and their agents intended to destroy the plaintiff Party. The proposed actions included, inter alia, warrantless electronic surveillance of plaintiffs, illegal opening and reading of plaintiffs' mail, breaking and entering of plaintiffs' homes and offices for the copying or theft of information and material, and the widespread use of informants and agent provocateurs. Although this proposed plan was first approved and allegedly later disapproved by former President Richard Nixon because J. Edgar Hoover decided not to co-operate, these tactics had already been used by defendants against plaintiffs and continued to be used.

56. The full nature and extent of the actions taken by defendants against plaintiffs cannot be ascertained without discovery. In 1976, the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities reported numerous unconstitutional and unlawful actions taken by defendants against plaintiffs. These actions include efforts by defendants to promote violence between the Party and other minority organizations, to disrupt the Party by promoting internal dissention, falsely to discredit the Party to the public, its members and supporters, and to prevent the Party



and its supporters from expressing their views. Plaintiffs have learned of other actions taken by defendants and their agents which indicate the intensity and severity of harm done to plaintiffs by this conspiracy of governmental officials. As in any conspiracy, it is difficult to describe precisely which of the named defendants bears primary responsibility for each injury inflicted upon and suffered by plaintiffs, but there is no doubt that all of the named defendants, individually or in concert, caused and are legally responsible for, inter alia, the following actions.



Harassment and Assassination of Party Members

57. Defendants and their agents have knowingly, intentionally and willfully harassed, abused and injured plaintiff Party members and supporters in numerous unlawful and violent ways, including the assassination of Party leaders or assisting in their assassination by others, including but not limited to:

A. Defendants and their agents, from 1968 to the present, engaged in unlawful mail opening, interception of telephone and other conversations and physical surveillance of Party members and supporters. For example, despite recent revelations about the unlawful activities directed by the FBI against plaintiffs, FBI agents still take down the names and license numbers of guests who visit the residence of plaintiff Elaine Brown. Privileged conversations between Party members and supporters and their legal counsel have been intercepted and information conveyed in those conversations has been used by defendants and their agents to cause party members and supporters physical and emotional harm.

B. Defendants and their agents have committed innumerable burglaries, or "black bag" jobs, where files, including investigatory and research files on pending litigation, and lists, containing the names and addresses of Party members and supporters, have been stolen.

C. Defendants and their agents have instigated, encouraged and, on information and belief, planned, supervised or coordinated armed raids by local city police departments on offices and homes of plaintiff Party members. These raids -- which have, for example, been directed against Party offices in Los Angeles, California, Chicago, Illinois, New Orleans, Louisiana, Kansas City, Missouri and numerous other cities -- caused serious injury to the Party, its members and its property. The raids have, on information and belief, been instigated, planned or directed by defendants and their agents for the



purpose of harassing, injuring and punishing plaintiffs because of their political beliefs and not for any legitimate law enforcement purpose.

D. Defendants and their agents, namely agents of the Bureau of Alcohol Tobacco and Firearms in cooperation with other defendants, on or about July 30, 1974, falsely arrested plaintiff Huey P. Newton and charged him with the federal crime of being an ex-felon in possession of a firearm. Defendants and their agents knew that plaintiff Newton neither possessed a firearm nor was an ex-felon, but wrongfully placed the false criminal charge against plaintiff Newton to discredit, embarrass and humiliate him and the plaintiff Party. This charge was dropped after plaintiff Newton had been confined for two days.

E. Defendants and their agents, namely agents of the IRS, audited the tax returns of plaintiff Newton for three consecutive years. These audits and a falsely alleged back tax liability in excess of \$50,000 were instigated because of plaintiff Newton's political beliefs and leadership position within plaintiff Party and for the purpose of harassing him, causing him and the Party great expense in time, energy and money, and ultimately convicting him of some technical violation of the tax laws.

F. Defendants and their agents, in 1971, placed an undercover agent, who was on parole from a California prison, in the apartment unit next to the 25th floor apartment of plaintiff Newton. The rental of the agent's apartment was paid for with FBI funds. This agent remained in that apartment for several months and during that time illegally spied on Newton, his guests, and associates and unlawfully overheard and reported on conversations between them. During the time the agent was residing in this apartment, plaintiff Newton's apartment was robbed of Party files containing the names and addresses of Party members and supporters and other valuable and



privileged information. The agent's last action while residing as a tenant in the apartment next to that of plaintiff Newton was to engage in a "shoot-out" with Oakland police officers in the hallway outside the doorway of Newton's apartment. The police alleged that they had come to arrest the agent for unpaid traffic tickets and that he opened fire on them from inside his apartment. The agent was arrested and no one injured. Plaintiffs are informed and believe that the shoot-out was staged either to draw plaintiff Newton out into the hallway where he could be assassinated or, in the alternative, the agent was being removed by defendants, with or without knowledge of the Oakland police as to his "official" assignment for defendants and their agents, because he had failed to assassinate or set-up for assassination plaintiff Newton.

G. On December 4, 1969, Chicago Party members Fred Hampton and Mark Clark were shot and killed and four other Party members seriously wounded in a pre-dawn raid by Chicago police under the direction of the Cook County States' Attorney's Office. Defendants and their agents, namely FBI officials, had planted an informant, William O'Neal, as a provocateur in the Chicago Chapter of the Party. O'Neal provided the FBI with a detailed floor plan of the Chicago Panther headquarters, complete with an "X" over the bed where Fred Hampton was sleeping when he was shot and killed. On information and belief, O'Neal or another agent of defendants drugged Hampton before he was shot to ensure that he would be in bed when police fired into the headquarters.

Inciting And Causing Violence By Others Against Plaintiffs

58. Defendants and their agents willfully, maliciously, knowingly and intentionally fostered and caused suspicion, hostility and violence by others toward and against the plaintiff



Party, sometimes resulting in the death of Party members, including but not limited to:

A. In November 1968, former FBI director J. Edgar Hoover instructed fourteen FBI field officers to "submit imaginative and hard-hitting counterintelligence measures aimed at crippling the Black Panther Party \* \* \* in order to fully capitalize upon Party and US differences \* \* \*." One of these counterintelligence measures was the drawing and mailing by the defendants and their agents, namely FBI officials, of derogatory cartoons to plaintiff Party offices and homes depicting Party leaders as "ineffectual, inadequate, and \* \* \* corrupt \* \* \*." These cartoons were made to look as if they were from US, a black nationalist organization. The FBI officials also knew that US members, assisted and encouraged by agents of defendants, were holding firearms practice and purchasing large amounts of ammunition. Defendants and their agents took no action to in any way discourage or prevent this training with, and stockpiling of, weapons.

B. In January 1969, defendants and their agents assisted in and promoted the assassination of two Party members at the University of California at Los Angeles: Alprentice "Bunchy" Carter and John Huggins. The person observed committing the assassinations by numerous eye-witnesses was allegedly a member of the US organization. This person, plaintiffs are informed and believe, fled the jurisdiction with the knowledge and cooperation of the defendants and their agents. Two other persons, also admittedly members of the US Organization, were tried and convicted for conspiracy in the assassinations of Carter and Huggins. On information and belief, they escaped in 1974 from the maximum security prison San Quentin, with the assistance of defendants and their agents. They have not been apprehended.

C. On May 23, 1969, John Savage, a member of plaintiff Party, was shot and killed by an alleged US member. Later, on



August 14, 1969, two Party members were wounded by an US member. The next day Sylvester Bell, another Party member, was killed in San Diego, California also allegedly by US members.

D. Defendants and their agents, namely FBI officials, responded to these murders of plaintiff Party members by encouraging additional derogatory cartoons to cause further violence against the Party. Moreover, the FBI defendants candidly stated in a September 18, 1969, internal memorandum that "a substantial amount of the unrest [mentioned above] is directly attributable to this program [i.e., COINTELPRO]."

E. In 1968 and 1969, defendants and their agents, namely FBI officials, approved and ordered the sending of both forged and false anonymous threatening and warning letters to the leadership of the Chicago Chapter of the Party and another Chicago based black organization, the P-Stone Nation (also known as the Blackstone Rangers). The purpose of these letters and other false and misleading information conveyed by defendants' agents acting as if they were good faith members of the Party or the Rangers was to cause the same kinds of violence caused between US and the Party. On information and belief, plaintiff Party did suffer violence to its members and supporters as a result of these actions of defendants.



Using Agents To Discredit Party By Urging And  
Committing Violence In Its Name

59. Defendants and their agents placed provocateurs, operatives and informants within plaintiff Party and employed, directed or rewarded these persons to commit violence and incite others within the Party to violence for the purpose, and with the effect, of weakening the Party internally and losing it public support, including but not limited to:

A. As described in paragraph 57G, defendants and their agents, namely FBI officials, had planted William O'Neal as an informant and provocateur in the Chicago Chapter of the Party. O'Neal constantly tried to persuade Chicago Party members to resort to violence. He constructed an electric chair to be used on alleged informers (in fact, innocent Party members), but it was disassembled on orders of Fred Hampton, the Chicago Party chairman. O'Neal stockpiled dangerous weapons, including plastic explosives, and urged other Party members to participate in armed robberies and the bombing of an armory. Defendants and their agents, namely FBI officials, knew of, and approved or directed, O'Neal's actions as evidenced in an FBI internal memorandum that admits O'Neal was used "in harassing and impelling the criminal activities of the Black Panther Party locally."

B. In 1969, defendants and their agents placed an experienced undercover agent in the New Haven Chapter of the Party for the purpose of persuading and directing Party members of that Chapter to commit unlawful and irrational actions that would damage and discredit the Party. That agent accused an innocent member of the Party, Alex Rackley, of being a "police agent," and then proceeded to direct and participate in his torture-murder. The agent then turned "state's evidence" to accuse Party leaders, who had no knowledge of the murder and who deplored it, of ordering Rackley's murder. Although this agent



was convicted by a jury, the leaders he tried to implicate were not. Nonetheless, immense damage was done to the Party in terms of public reputation, finances and morale of its members and supporters. The agent spent only a brief time in prison because, on information and belief, he was placed, through the efforts of defendants and their agents, in a work-study program at an Ivy League institution of higher learning. He now holds a comfortable position at an Eastern college which, on information and belief, he also obtained through the efforts of defendants and their agents.

C. Defendants and their agents knew that plaintiff Newton opposed the use of violence except in self-defense. They also knew that he favored the building of black community power through the implementation of social and economic survival programs and close cooperation with churches and other indigenous institutions. Defendants, on information and belief, committed their financial and technical resources and personnel to support Eldridge Cleaver and his followers within the Party who openly advocated the arbitrary use of violence. Defendants supported Cleaver for the purpose, and with the effect, of weakening or destroying the Party internally and reducing its significant public support.

#### Sabotaging And Discrediting Of Constructive Party Programs

60. Defendants and their agents organized a deliberate campaign to sabotage and destroy constructive social and economic programs of the Party, including but not limited to:

A. An early successful and popular program of plaintiff Party was the provision of free, hot breakfasts to minor children in black communities throughout the United States. This program was dependent on efforts of plaintiff Party members and volunteer contributions of food and other provisions from local merchants, businessmen and churches. Finding little to criticize



about this program other than vague charges about propagandizing the participating children (which simply meant teaching them ideas defendants disliked), defendants and their agents decided to destroy the program.

B. In 1969 an alleged member of the Party residing in Sacramento, California, drew up a so-called "comic book" depicting police as caricature "pigs" for purposes of political propaganda, and sent it to the Oakland, California, headquarters of the Party for review and comment. This "comic book" was then reviewed and rejected for publication or circulation by the leadership of the Party because it was considered as not reflective of Party philosophy, too crude, and in bad taste. An agent of defendants, however, stole one of the few drafts of this proposed publication and delivered it to defendants and their agents, namely FBI officials, who added captions that advocated violence, printed thousands of copies bearing plaintiff Party's name, and circulated them throughout the country, particularly to merchants and businesses contributing to the breakfast program. Those who received these so-called comics and the media were falsely told and led to believe by defendants and their agents that the booklets were given out to children participating in the breakfast program. These misrepresentations and deceptive acts were done by defendants and their agents in order to damage the Party and the breakfast program.

C. Churches which assisted the plaintiff Party in its breakfast program were also harassed by defendants and their agents and deterred from continuing support. In 1969, for example, the San Diego office of defendants and their agents, namely FBI officials, placed telephone calls and wrote anonymous letters to the Auxiliary Bishop of the San Diego Diocese of the Catholic Church falsely claiming to be parishoners upset about Father Frank Curran's support of the breakfast program. Within



one month of these calls and other injurious actions taken by defendants and their agents, Father Curran was transferred from the San Diego Diocese to New Mexico. Defendant FBI officials and their agents reported in their internal memoranda that Father Curran had been "neutralized" and that the breakfast program in San Diego had been destroyed.

D. Another constructive program that the plaintiff Party has undertaken is the free testing of black and other subject persons for Sickle Cell Anemia. To destroy this program, which is centered in Oakland, California, defendants have urged local police in Oakland and surrounding communities to arrest for unlawful solicitation plaintiff Party members who seek street donations to the Sickle Cell program. The pressure from defendants and local police to make these arrests has been so great, and the police attitude toward plaintiffs, created largely by defendants and their agents, so hostile that, even after the San Francisco solicitation ordinance under which plaintiffs had been arrested was judicially declared unconstitutional, San Francisco police continued to arrest plaintiff Party members. In addition, defendants and their agents, on information and belief, contacted local media people and persuaded them to publish articles and broadcasts falsely attacking the legitimacy of plaintiff Party's Sickle Cell Anemia program so as to reduce contributions to the program.

E. In 1972, plaintiff Party members and leaders were instrumental in founding an independent non-profit corporation called the Educational Opportunities Corporation, Inc. (EOC). This corporation primarily sponsors a model school for approximately one-hundred and thirty-five elementary grade children in Oakland, California. Since its formation, defendants and their agents, namely FBI and IRS officials, have called upon teachers and contributors of the school to question them and deter them from having any further contact with or support for the school.



Suppressing Free Expression And Misrepresenting The Party

61. Defendants and their agents interfered with and suppressed the rights of plaintiff Party members and supporters to express their views to the public and misrepresented their true views to the public for the purpose, and with the effect, of losing the Party political and financial support, including but not limited to:

A. Colleges, universities and other institutions that invited representatives of the Party to speak and answer questions were contacted by defendants and their agents and urged to cancel the engagements. When friendly persuasion did not work, defendants and their agents telephoned anonymously to officials at these colleges, universities and other institutions and warned them of violence if plaintiff Party members were permitted to speak. In addition, defendants and their agents contacted plaintiff Party members or their families and warned them that, if they fulfilled the scheduled speaking engagements, they would be killed or injured. All of these actions were taken for the purpose, and often with the effect, of preventing Party representatives from expressing their views publicly.

B. Plaintiff Party publishes and distributes THE BLACK PANTHER, a weekly newspaper with a national circulation. Defendants and their agents have sought to suppress the publication and distribution of this newspaper by sabotaging its offices, destroying numerous shipments of the paper, vandalizing racks carrying the paper, instigating arrests of street vendors of the newspaper, and pressuring commercial airlines that transport the paper nationally to charge a higher rate than that normally charged other organizations shipping similar printed matter. Defendants and their agents also persuaded the Postal Service to charge the plaintiff Party a higher postage rate for mailing paid subscriptions than that normally charged similar publications. Defendants and their agents, namely IRS officials,



served summonses on banks seeking information about the Party and its paper for the purpose of destroying the publication and circulation of THE BLACK PANTHER.

C. Defendants and their agents compiled information containing half-truths and out-right fabrications and disseminated this information to friendly sources within local radio and television stations and newspapers throughout the country so that false and harmful stories about the Party, its leaders and activities would be conveyed to the public. At the same time, defendants and their agents have, on information and belief, urged the media to discourage the printing, publishing or dissemination of true information about positive programs and activities that the Party has been engaged in since its inception.

D. When plaintiff Party leaders have been scheduled to appear for public speaking or on television radio broadcasts, defendants and their agents have provided false information, or privileged but embarrassing information gained by unlawful means, to hecklers, callers-in and, in some instances, "friendly" media sources so that the Party would be discredited with the public and its supporters.

E. Defendants and their agents instigated the arrest of former Chicago Party leader Fred Hampton when he was about to appear on a local television program. The arrest was intended to, and did, embarrass, humiliate and discredit the plaintiff Party with the public and its supporters.

#### Other Harassment Of Members And Supporters

62. Defendants and their agents have engaged in a wide variety of actions beyond those categorized and set forth above. All of these actions have been and are maliciously, unlawfully and intentionally undertaken pursuant to a systematic plan and goal of destroying the Party and injuring its members



and supporters. These actions by defendants and their agents include, but are not limited to:

A. Informing or contacting businesses and persons with whom plaintiffs and plaintiff Party's members and supporters were employed or had an economic relationship about their political views and activities for the purpose and with the effect of damaging their economic interests.

B. Informing family or other persons associated with plaintiffs and plaintiff Party's members and supporters of allegedly immoral activity in order to disrupt and injure them in these relationships.

C. Destroying the personal and real property of plaintiffs and plaintiff Party's members and supporters.

D. Making plaintiff Party's supporters falsely appear to be hostile to the Party by "leaking" to the Party forged documents bearing a supporter's signature and attacking or ridiculing the Party.

E. Sending or "leaking" forged documents or false information to plaintiff Party's supporters that cause them to fear for their lives or safety because the documents or information falsely threaten them in the name of plaintiff Party.

F. Calling upon plaintiffs and plaintiff Party's members and supporters and questioning them about their activities and those of other members and supporters for the purpose of "chilling" plaintiffs' right to free expression and association.

G. Placing plaintiffs and plaintiff Party's members and supporters under physical surveillance, opening their mail, eavesdropping on their conversations and committing other acts in violation of their rights to associational privacy.

H. Wiretapping and otherwise intercepting the oral communications of plaintiffs and plaintiff Party's members and supporters without legal authorization and disclosing and using the contents of the intercepted communications.



63. All of the acts complained of herein were committed by defendants and their agents, individually and in concert, and were done willfully, intentionally, maliciously, in bad faith and with a knowing and reckless disregard of plaintiffs' constitutional rights. The acts of defendants and their agents were undertaken for the unlawful purpose, and with the effect, of punishing, harassing and burdening plaintiffs because their political beliefs, activities and associations were and are opposed by defendants. The conduct of the defendants and agents has caused grave and substantial damage to plaintiffs and plaintiff Party's members and supporters entitling them to damages against the defendants and their agents.

#### CLAIMS

##### First Claim

64. As alleged in paragraphs 52 through 63, the actions of defendants and their agents violated and continue to violate the First Amendment rights to freedom of expression and association of plaintiffs, plaintiff Party's members and supporters, and the classes they represent.

##### Second Claim

65. As alleged in paragraphs 52 through 63, the actions of defendants and their agents in using their investigatory, law enforcement and other official powers to retaliate selectively and discriminatorily against and to punish plaintiffs, plaintiff Party's members and supporters, and the classes they represent for their political beliefs, expressions and associations, violates their rights to due process and equal protection of the law as guaranteed by the Fifth Amendment to the United States Constitution.



Third Claim

66. As alleged in paragraphs 52 through 63, defendants and their agents violated and continued to violate the Fourth, Fifth and Ninth Amendment rights of the plaintiffs, plaintiff Party's members and supporters and the classes they represent to be free from unreasonable governmental invasions and abridgements of their personal and associational privacy.

Fourth Claim

67. As alleged in paragraphs 52 through 63, the actions of defendants and their agents constitute a conspiracy to deprive plaintiffs, plaintiff Party's members and supporters, and the classes they represent of the equal protection of the law in violation of 42 U.S.C. 1985.

Fifth Claim

68. As alleged in paragraphs 52 through 63, the acts of defendants and their agents in conspiring to discriminate and in discriminating against plaintiffs, plaintiff Party's members and supporters, and the classes they represent with respect to use of the mails violates 39 U.S.C. 403 which prohibits any undue or reasonable discrimination among users of the mails.

Sixth Claim

69. As alleged in paragraphs 52 through 63, the actions of defendants and their agents who were CIA officials and the other defendants and their agents who knowingly conspired with them, violate 50 U.S.C. 403 which prohibits the CIA from exercising any law enforcement powers or internal security functions.

Seventh Claim

70. As alleged in paragraphs 52 through 63, the acts of defendants and their agents in conspiring to examine and investigate the finances and associations of plaintiffs, plaintiff Party's



members and supporters, and the classes they represent were unnecessary to any legitimate tax purposes and in violation of 26 U.S.C. 7605(b).

71. As alleged in paragraphs 52 through 63, defendants and their agents violated and continue to violate the Fourth Amendment, 18 U.S.C. 2510-2520, and 47 U.S.C. 605 by wiretapping and otherwise intercepting, without legal authorization, the oral communications of plaintiffs, plaintiff Party's members and supporters, and the classes they represent, and by disclosing and using the contents of the intercepted communications.

72. Plaintiffs, plaintiff Party's members and supporters and the classes they represent have suffered and will continue to suffer deprivation of their constitutional and statutory rights unless granted the relief prayed for in this complaint. They have no plain, adequate or complete remedy at law against the policies and practices of defendants and their agents. Injunctive and declaratory relief are necessary in order to adequately protect their rights.

#### RELIEF

WHEREFORE, plaintiffs pray that this Court:

1. Declare, pursuant to 28 U.S.C. 2201-2202, that defendants and their agents conspired to and have acted in violation of the constitutional and statutory provisions cited above in subjecting plaintiffs, plaintiff Party's members and supporters, and the classes they represent to injury because of their political beliefs, expressions and association, including inter alia by placing them under surveillance, intercepting and opening their mail, wiretapping and otherwise intercepting their oral communications and disclosing and using the contents of these communications, instigating their arrest, interrogating them, their families and associates, misrepresenting their views to others, forging their



names and identities to threatening and other documents, committing harmful acts to persons and property and falsely attributing those acts to them, inciting them to violence, interfering with plaintiff Party's community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging their rights to freedom of expression and association, damaging their property and causing them physical harm and emotional distress;

2. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants, their agents, employees, and successors from conspiring to subject, and subjecting plaintiffs, plaintiff Party's members and supporters and the classes they represent, to injury because of their political beliefs, expression and association including, inter alia, by placing them under surveillance, intercepting and opening their mail, wiretapping and otherwise intercepting their oral communications and disclosing and using the contents of those communications, instigating their arrest, interrogating them, their families and associates, misrepresenting their views to others, forging their names and identities to threatening and other documents, committing harmful acts to persons and property and falsely attributing those acts to them, inciting them to violence, interfering with plaintiff Party's community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging their rights to freedom of expression and association, damaging their property and causing them physical harm and emotional distress;

3. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants and their agents, employees, and successors from destroying any of the files, memoranda, tapes, film, photographs, documents,



or other materials relevant to past and present actions of defendants and their agents against plaintiffs, plaintiff Party's members and supporters, and the classes they represent until this litigation is ultimately resolved;

4. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown damages in excess of \$50,000,000, the precise amount to be ascertained upon trial, for repeated and continuous violations of their constitutional and statutory rights and to hold the defendants jointly and severally liable for such damages;

5. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown punitive damages of \$50,000,000, to be apportioned against each of the defendants;

6. Award plaintiffs costs, including reasonable attorneys' fees, for the prosecution of this action;

7. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown actual damages, liquidated damages, punitive damages and attorneys' fees and other litigation costs as provided in 18 U.S.C. 2520; and

8. Grant such other relief as the Court may deem just and proper.

Respectfully submitted,

BRUCE J. TERRIS  
1526 18th Street, NW  
Washington, DC 20036  
(202) 332-1882

FRED J. HIESTAND  
COPPELMAN & HIESTAND  
Claremont Hotel, Suite 217  
Berkeley, CA 94705  
(415) 849-4041

Attorneys for Plaintiffs

CHARLES R. GARRY  
1256 Market Street  
San Francisco, CA 94102  
(415) 864-3131

March 30, 1977

Of counsel



UNITED STATES GOVERNMENT

# Memorandum

**DIRECTOR, FBI**

DATE: 6/10/77

ATTN: Legal Counsel Division

**FROM : SAC, WFO (62-10991) (P)**

SUBJECT: BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET. AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803200/MSA

Civil Docket 76-2205, U.S. District Court for the District of Columbia (USDCDC) was reviewed on 6/10/77. The following pertinent docket entries were noted:

5/27/77 - Order filed 5/26/77 denying motion of defendant's to dismiss and granting motion of plaintiff's to add and drop defendant's.

6/1/77 - Summons and copy of amended complaint served to CLARENCE KELLY.

6/6/77 - Motion by Federal defendant's for extension  
of time in which to answer the amended  
complaint.

WFO will follow captioned matter in USDCDC.

2 - Bureau  
1 - WFO  
BAO:mkg

(3)

EX-114

**REC-53**

62-117442-85

4 JUN 13 1977

b6  
b7C

~~LEGAL COUNSEL~~





# United States District Court

FOR THE

District of Columbia

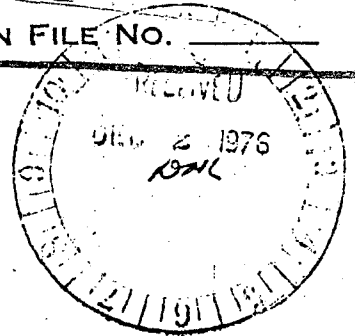
SERVED BY D. C. MARSHAL

Smith  
SHEGA, J.

'76- 2205

FBI  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED 8340,770  
DATE 9/7/93 BY 9803RDD/KST

CIVIL ACTION FILE NO.



THE BLACK PANTHER PARTY, et al.

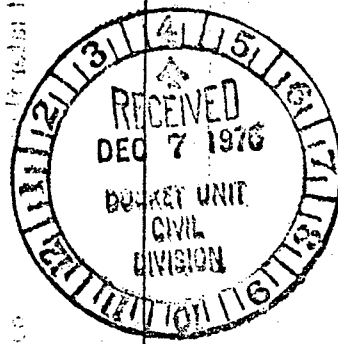
Plaintiff

v.

EDWARD LEVI, et al.

Defendant

SUMMONS



DOCKETED - K. R.

To the above named Defendant : EDWARD LEVI

You are hereby summoned and required to serve upon Bruce J. Terris

[REDACTED]

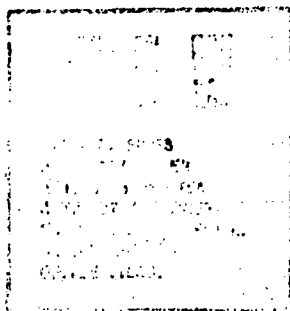
plaintiff's attorney , whose address 1908 Sunderland Pl, NW  
Washington, DC 20036

an answer to the complaint which is herewith served upon you, within 60 days after service of this  
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be  
taken against you for the relief demanded in the complaint.

JAMES F. DAVEY

Clerk of Court.

Date: 12/1/76



1450-12-3002-5  
62-17742-  
[Seal of Court]

13 DEC 3 1976

NOT RECORDED  
JUN 2 1977

NOTE:—This summons is issued pursuant to Rule 4 of the Federal Rules of Civil Procedure.

LEGAL COUNSEL

FILES

5480  
10000  
123385 1977



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

HUEY P. NEWTON  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

ELAINE BROWN  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

DONALD FREED  
2337 Greenfield Ave.  
Los Angeles, CA 90064  
(213) 478-1169;

BERTON SCHNEIDER  
933 N. LaBrea  
Los Angeles, CA 90038  
(213) 874-5050;

THOMAS AND FLORA GLADWIN  
4551 Reinhardt  
Oakland, CA 94618  
(415) 530-6668;

JOHN GEORGE  
120-11th St.  
Oakland, California  
(415) 451-6800;

FATHER EARL NEIL  
Associate Officer  
Community Action & Human Development  
Executive Counsel of the  
Episcopal Church  
815-2nd Avenue  
New York, New York 10017  
(212) 867-8400

JOHN AND ELIZABETH HUGGINS  
200 Osborne Avenue  
New Haven, Connecticut 06511  
(203) 387-3184;

Plaintiffs

v.

EDWARD LEVI  
Attorney General of the United States;

JOHN MITCHELL

ROBERT MARDIAN

*Smith, S.*  
~~VERIFIED~~

76- 2205

Civil Action No. \_\_\_\_\_

*Memorandum*



CLARENCE M. KELLEY  
Director  
Federal Bureau of Investigation  
Washington, D.C.;

WILLIAM C. SULLIVAN;

ESTATE OF J. EDGAR HOOVER;

GEORGE C. MOORE;

GEORGE BUSH  
Director  
Central Intelligence Agency  
Washington, D.C.;

WILLIAM E. COLBY;

RICHARD HELMS;

WILLIAM E. SIMON  
Secretary of the Treasury  
Washington, D.C. ;

REX DAVIS  
Director  
Bureau of Alcohol, Tobacco &  
Firearms of the Treasury  
Department  
Washington, D.C.;

HAROLD SERR;

DONALD C. ALEXANDER  
Commissioner  
Internal Revenue Service  
Washington, D.C.;

JOHNNIE M. WALTERS;

RANDOLPH W. THROWER;

TOM CHARLES HUSTON;

HOWARD H. CALLOWAY  
Secretary of the Army  
Washington, D.C.;

HAROLD R. AARON  
Assistant Chief of Staff for  
Army Intelligence  
Washington, D.C.;

BENJAMIN F. BAILAR  
Postmaster General  
United States Postal Service  
Washington, D.C.;

WINTON M. BLOUNT;

JOHN DOE 1-5,  
RICHARD DOE 1-5,  
JANE DOE 1-5;

INDIVIDUALLY AND IN THEIR OFFICIAL  
AND FORMER OFFICIAL CAPACITIES,

Defendants.



CLASS ACTION COMPLAINT FOR  
DECLARATORY AND INJUNCTIVE RELIEF

JURISDICTION

1. This is a class action for declaratory and injunctive relief, and an individual action for money damages, arising under the Constitution and laws of the United States, more particularly, the First, Fourth, Fifth and Ninth Amendments to the Constitution, the Civil Rights Act of 1871 [42 U.S.C. §1985], the National Security Act of 1947 [50 U.S.C. §403], the Internal Revenue Act [26 U.S.C. §7605], and the Postal Service Act [39 U.S.C. §403]. Jurisdiction of this Court is invoked pursuant to the following statutes: 28 U.S.C. §1331(a), for actions arising under the Constitution or laws of the United States; 28 U.S.C. §1340, for civil actions arising under an Act of Congress concerning internal revenue; 28 U.S.C. §1343, for damages caused by conspiracies to deprive citizens of their civil rights; and 28 U.S.C. §1361, for actions to compel officers or employees of the United States or any agency thereof to perform a duty owed to plaintiffs. The matter in controversy, exclusive of interest and costs, exceeds \$10,000.00.

INTRODUCTION

2. This action by the Black Panther Party and its supporters seeks redress against past and present high government officials because of the concerted plan conceived and implemented by said officials since 1967 to destroy the Party politically and financially. The illegal means by which defendants have conspired to achieve destruction of the Party range from the extreme of causing assassination of Panther leaders to the more commonplace, albeit still unlawful practice of, burglarizing and bugging plaintiffs' offices and homes. All of the plaintiffs and those they represent have, because of their political activities, beliefs, and associations, been subjected to the practices complained of herein by defendant government officials who, despite official



denials to the contrary, persist to this day in their efforts to repress and harass plaintiffs.

### PARTIES

3. Plaintiff Black Panther Party was founded by Huey P. Newton in 1966. It is an association of black and poor persons who are committed to improving the social and economic condition of minority and poor people and to eradicating the societal ills of racism, economic class discrimination and oppression of all kinds. The principal office of plaintiff Party is in Oakland, California where its newspaper is published and where the many survival and other programs it has initiated and sponsored are focused. These programs provide free services and goods to those in need, including transportation for senior citizens, legal and ambulance services, food, and testing of black and other subject persons for sickle cell anemia. Plaintiff Party brings this action on behalf of itself and its past and present members.

4. Plaintiff Huey P. Newton is the Founder and Chief Theoretician of the Party. He is a resident of Oakland, California, but, because of the unlawful activities of the defendants directed against him and detailed herein, is presently residing outside the jurisdiction of the United States until it is safe for him to return.

5. Plaintiff Elaine Brown is the authorized Chairperson for the Party. She is a citizen of the United States and a resident of Oakland, California.

6. Donald Freed is a published author and open supporter, both politically and financially, of the Party and its activities. He is a citizen of the United States and a resident of Los Angeles, California.

7. Berton Schneider is a producer and director of films and an open supporter, both politically and financially, of the



Party and its activities. He is a citizen of the United States and a resident of Beverly Hills, California.

8. Thomas and Flora Gladwin are active supporters of the Black Panther Party. They are citizens of the United States and residents of Oakland, California.

9. John George is an attorney and a member of the Board of Supervisors of Alameda County, California. He is a supporter of the Party and a resident of Oakland, California.

10. Father Earl Neil is a long-time supporter of the Black Panther Party and assisted in the implementation of its breakfast programs for children. He is a citizen of the United States and a resident of New York, N.Y.

11. John and Elizabeth Huggins are the parents of assassinated Black Panther Party member, John Huggins. They are citizens of the United States and residents of New Haven, Connecticut.

12. All of the plaintiffs and those they represent have suffered substantial injury as a result of the unlawful actions taken by defendants for the purpose of punishing, harassing and burdening the plaintiffs because of their political beliefs, expressions and associations.

13. Defendant Edward Levi is the current Attorney General of the United States.

14. Defendant John Mitchell is a former Attorney General of the United States.

15. Defendant Robert Mardian is a former Assistant Attorney General for Internal Security.

✓ 16. Defendant Clarence M. Kelley is the present Director of the Federal Bureau of Investigation (FBI).

✓ 17. Defendant William C. Sullivan is a former Assistant Director of the FBI.

✓ 18. The Estate of J. Edgar Hoover is sued herein because he was a former Director of the FBI.



19. Defendant George C. Moore is a former chief of the Racial Intelligence Section of the FBI.

20. Defendant George Bush is the current Director of the CIA.

21. Defendant William E. Colby is a former Director of the CIA.

22. Defendant Richard Helms is a former Director of the Central Intelligence Agency (CIA).

23. Defendant William E. Simon is the present Secretary of the Treasury.

24. Defendant Rex Davis is the current Director of the Bureau of Alcohol, Tobacco & Firearms of the Treasury Department.

25. Defendant Harold Serr is a former Director of the Bureau of Alcohol, Tobacco & Firearms within the Treasury Department.

26. Defendant Donald C. Alexander is the current Commissioner of the Internal Revenue Service (IRS).

27. Defendant Johnnie M. Walters was Commissioner of IRS from August, 1971 to March 1973.

28. Defendant Randolph W. Thrower was Commissioner of IRS from July, 1969 to January, 1971.

29. Defendant Tom Charles Huston was an assistant to the President of the United States.

30. Defendant Howard H. Calloway is the Secretary of the Army.

31. Defendant Harold R. Aaron is the Assistant Chief of Staff for Army Intelligence.

32. Defendant Benjamin F. Bailar is the current Postmaster General of the United States Postal Service.

33. Defendant Winton M. Blount is a former Postmaster General of the United States Postal Service.

34. Defendant John Doe 1 - 5, Richard Roe 1 - 5, and Jane Foe 1 - 5, are unknown employees of the Justice Department, the



FBI, the CIA, the Treasury Department, the Bureau of Alcohol, Tobacco and Firearms of the Treasury Department, the IRS, the White House, Army, the Postal Service and other agencies of the federal government that conspired with each other and/or the above-named defendants and their agents in taking and promoting unlawful actions intended to harm and, in fact, causing injury to plaintiffs herein.

35. Each of the defendants is being sued in his or her individual and official or former official capacities. Each defendant held the official position stated herein at times relevant to the allegations of this complaint, and each defendant was acting under the color of his or her official capacity at the times complained of herein.

#### CLASS ACTION ALLEGATIONS

36. Plaintiffs bring this action as a class action under the Federal Rules of Civil Procedure 23 (a), 23<sup>No</sup> (b), and 23(c) (4). <sup>No</sup> *may be*

37. Plaintiffs Party, Newton and Brown represent past and present living members of the Black Panther Party who, because of their political beliefs and activities as expressed by their membership in the Party, were and are subject to unlawful and harmful actions by defendants.

38. Plaintiffs John and Elizabeth Huggins represent the estates of Party members who, while they were alive, suffered harassment, punishment and injury, including for some death, as a result of the conspiratorial actions of defendants and their agents complained of herein.

39. Plaintiffs Freed, Schneider, Thomas and Flora Gladwin, George and Neil represent a class of persons throughout the United States who, because of their open political or financial support of the Party and its activities, were or continue to be subject to illegal and injurious actions by defendants.



40. The number of individuals in each of these classes is too large to make joinder practicable.

41. Defendants have acted on grounds generally applicable to each class, thereby making injunctive and declaratory relief appropriate with respect to each class.

42. The claims of the named plaintiffs are typical of the claims of the classes they represent.

43. There are questions of law and fact common to the members of each class in this action. The common questions of fact relate to the subjecting of class members to invidious and damaging actions by defendants because of plaintiffs' political beliefs and activities. The common questions of law relate to the Constitutional and other violations of law that flow from the governmental imposition of burdens upon, and efforts to punish and harm, those whose political beliefs and activities are opposed by defendants.

44. Plaintiffs will fairly and adequately protect the interests of each class. Plaintiffs are represented by attorneys experienced in the field of Constitutional litigation. Plaintiffs know of no conflicts of interest among members of the classes with regard to the issues in this case.

#### THE FACTS

45. In 1967, the FBI formed a special counter-intelligence program, called COINTELPRO, intended, in the Bureau's own sanitized words, to "expose, disrupt, misdirect, discredit or otherwise neutralize the activities of black nationalists." A specific purpose of COINTELPRO was to prevent the rise of a "messiah," a charismatic black leader who might "unify and electrify" black persons. Martin Luther King, Jr. was named as a potential "messiah" in the FBI's own secret memoranda establishing COINTELPRO, but, after the assassination of King in 1968, the FBI shifted its focus to the Party and its leadership, particularly Huey P. Newton,



in conformity with then Director J. Edgar Hoover's public pronouncement that the Party constituted "the greatest threat to the internal security of the country...". Of the 295 total actions taken by the COINTELPRO program alone to disrupt black groups, 233 - or 79% - were specifically directed toward destruction of plaintiff Party. Approximately \$100,000,000 of taxpayers' money was expended for COINTELPRO, over \$7 million of it allocated for 1976 alone to pay off informants and provocateurs (twice the amount allocated in this same period by the FBI to pay organized crime informants.)

44. With the election of Richard M. Nixon as President of the United States in 1968, the Administration addressed itself, in the words of former White House Counsel John Dean, to "the matter of how we can maximize the fact of our incumbency in dealing with persons known to be active in their opposition to our Administration. Stated a bit more bluntly -- how we can use the available federal machinery to screw our political enemies."

45. A "White House Enemies List" was drawn up by officials in the Nixon Administration. In its original form, this list contained the names of only two parties or organizations, one of which is plaintiff Black Panther Party. Later, a longer version of this list contained additional names of many prominent and widely respected figures in the fields of politics, labor, the media and academia, including other plaintiffs herein. The existence and circulation of this "Enemies List" confirmed for defendants the Administration's approval of their efforts to target plaintiffs for concerted action to cause them injury, and in some instances, death.

46. A detailed plan, commonly known as the Huston Plan after its White House designated co-ordinator, Tom Charles Huston, was approved by the former director of the FBI, the CIA, the Defense Intelligence Agency and the National Security Agency in 1970. This plan spelled out the means by which defendants and their agents



intended to destroy the plaintiff Party. Their actions included, inter alia, warrantless electronic surveillance of plaintiffs, illegal opening and reading of plaintiffs' mail, breaking and entering of plaintiffs' homes and offices for the copying or theft of information and material, and the widespread use of informants and agent provocateurs. Although this proposed plan was first approved and allegedly later disapproved by former President Richard Nixon because J. Edgar Hoover decided not to co-operate, these tactics had already been used by defendants against plaintiffs and continue to be used.

47. The full nature and extent of the actions taken by defendants against plaintiffs cannot be ascertained without discovery. Only recently the Select Committees on Intelligence of both houses of the United States Congress reported numerous unconstitutional and unlawful actions taken by defendants against plaintiffs. These actions include documented efforts by defendants to promote violence between the Party and other minority organizations, to disrupt the Party by promoting internal dissention, to falsely discredit the Party to the public, its members and supporters, and to prevent the Party and its supporters from expressing their views. Plaintiffs have learned of other actions taken by defendants and their agents which indicate the intensity and severity of harm done to plaintiffs by this conspiracy of governmental officials. As in any conspiracy, it is difficult to pinpoint exactly which of the named defendants bears primary responsibility for each injury inflicted upon and suffered by plaintiffs, but there is no doubt that all of the named defendants, individually or in concert, caused and are legally responsible for, inter alia, the following actions.

#### HARASSMENT AND ASSASSINATION OF PARTY MEMBERS

48. Defendants and their agents have knowingly, intentionally and wilfully harassed, abused and injured plaintiff Party members in numerous unlawful and violent ways, including



the assassination of Party leaders or assisting in their assassination by others, to wit:

A. From 1968 to the present, defendants engaged in unlawful mail opening, interception of telephone and other conversations and physical surveillance of Party leaders, members and supporters. For example, despite recent revelations about the unlawful activities directed by the FBI against plaintiffs, defendant FBI agents still take down the names and license numbers of guests who visit the residence of plaintiff Elaine Brown. Privileged conversations between plaintiffs and their legal counsel have been intercepted and information conveyed in those conversations has been used by defendants and their agents to cause plaintiffs physical and emotional harm.

B. Defendants and their agents have also committed innumerable burglaries, or "black bag" jobs, where files, including investigatory and research files on pending litigation, and lists containing the names and addresses of Party members, supporters and contributors have been stolen.

C. Defendants and their agents have instigated, encouraged and, on information and belief, planned, supervised or coordinated armed raids by local city police departments on offices and homes of plaintiff Party members. These raids -- which have, for example, been directed against Party offices in Los Angeles, California; Chicago, Illinois; New Orleans, Louisiana, Kansas City, Missouri and numerous other cities -- caused serious injury to the Party, its members and its property. The raids have, on information and belief, been instigated, planned or directed by defendants and their agents for the purpose of harassing, injuring and punishing plaintiffs because of their political beliefs and not for any legitimate law enforcement purpose.



D. On or about July 30, 1974, Huey P. Newton was falsely arrested by agents of the Bureau of Alcohol Tobacco and Firearms, in cooperation with other defendants, and charged with the federal crime of being an ex-felon in possession of a firearm. Said agents of defendants knew that plaintiff Newton neither possessed a firearm nor was an ex-felon, but wrongfully placed the false criminal charge against plaintiff to discredit, embarrass and humiliate him and the Party. This charge was dropped after plaintiff Newton had been confined for two days as a result of it.

E. Defendant agents and officials of the IRS have audited the tax returns of plaintiff Newton for three consecutive years. These audits and a falsely alleged back tax liability in excess of \$50,000 have been instigated because of plaintiff Newton's political beliefs and leadership position within plaintiff Party and for the purpose of harassing him, causing him and the Party great expense in time, energy and money, and in the hope of ultimately convicting him of some technical violation of the massive and confusing tax laws.

F. In 1971, defendants placed an undercover agent or operative in the apartment unit next to the 25th floor highrise apartment of Huey P. Newton, Founder and Chief Theoretician of the Party. The rental of the agent's apartment was paid for with FBI funds. This agent or operative remained in said apartment for several months and during that time illegally spied on Newton, his guests, and associates and unlawfully overheard and reported on conversations between them. During the time said agent or operative was residing in this apartment, plaintiff Newton's apartment was robbed of Party files containing the names and addresses of Party members, supporters and contributors and other valuable and privileged information.



Said agent or operative's last action while residing as a tenant next to Huey P. Newton was to engage in a "shoot-out" with Oakland police officers in the hallway outside Newton's apartment doorway. The police alleged they had come to arrest the agent or operative for unpaid traffic tickets and that he opened fire on them from inside his apartment. Said agent or operative was arrested, and no one injured. Plaintiffs are informed and believe that the shoot-out was staged either to draw plaintiff Newton out into the hallway where he could be assassinated or, in the alternative, the agent or operative -- who was on parole from a California prison -- was being removed by defendants, with or without knowledge of the Oakland police as to his "official" assignment, for defendants and their agents, because he had failed to assassinate or set-up for assassination, Huey P. Newton.

G. On December 4, 1969, Chicago Party members Fred Hampton and Mark Clark were shot and killed and four other Party members seriously wounded in a pre-dawn raid by Chicago police under the direction of the Cook County States' Attorney's Office. Federal civil litigation concerning this murder has thus far revealed that an informant or operative of the FBI, one William O'Neal, had been planted by the FBI as a provocateur in the Party. O'Neal not only provided the FBI with a detailed floor plan of the Chicago Panther headquarters, complete with an "X" over the bed where Fred Hampton was sleeping when he was shot and killed, but, on information and belief, O'Neal or another agent or employee of defendants drugged Hampton before he was shot to insure that he would be in bed when police fired into the headquarters.



INCITING AND CAUSING VIOLENCE BY OTHERS AGAINST PLAINTIFFS

49. Defendants and their agents wilfully, maliciously, knowingly and intentionally fostered and caused suspicion, hostility and violence by others toward and against the plaintiff Party, sometimes resulting in the death of Party members, to wit:

A. In November 1968, former FBI director J. Edgar Hoover instructed fourteen FBI field officers by memoranda to "submit imaginative and hard-hitting counterintelligence measures aimed at crippling the Black Panther Party . . . in order to fully capitalize upon Party and US differences . . . ." One of these counterintelligence measures was the drawing and mailing by the defendant FBI officials of derogatory cartoons to plaintiff Party offices and homes depicting Party leaders as "ineffectual, inadequate, and . . . corrupt . . . ." These cartoons were made to look as if they were from US, a black nationalist organization. Defendant FBI officials also knew that US members, assisted and encouraged by agent provocateurs of defendants, were holding firearms practice and purchasing large amounts of ammunition. Defendants and their agents took no action to in any way discourage or prevent this training with and stockpiling of weapons.

B. In January, 1969, defendants assisted in and promoted the assassination of two Party members at the University of California at Los Angeles: Alprentice "Bunchy" Carter and John Huggins. The person observed committing the assassinations by numerous eye-witnesses was allegedly a member of the US organization. This person, plaintiffs are informed and believe, fled the jurisdiction with the knowledge and cooperation of the defendants and their agents. Two other persons, also admittedly members of the US organization, were ~~tried~~ and convicted for conspiracy in the Carter-Huggins assassination.



They escaped in 1974 from the maximum security prison San Quentin, with the assistance of defendants. They have not been apprehended to this date.

C. on May 23, 1969, Party members John Savage was shot and killed by an alleged US member. Later, on August 14, 1969, two Party members were wounded by an US member. The next day Party member Sylvester Bell was killed in San Diego, California also allegedly by US members.

D. Defendant FBI officials responded to these murders of plaintiff Party members by proposing yet additional derogatory cartoons to cause further violence against the Party. Moreover, the FBI defendants candidly stated in a September 18, 1969, internal memorandum that "a substantial amount of the unrest [mentioned above] is directly attributable to this program [i.e., COINTELPRO]."

E. In 1968 and 1969 defendant FBI officials approved and ordered the sending of both forged and false anonymous threatening and warning letters to the leadership of the Chicago Chapter of the Party and another Chicago based black organization, the P-Stone Nation (also known as the Blackstone Rangers). The purpose of these letters and other false and misleading information conveyed by operatives, agents and employees of defendants acting as if they were good faith members of the Party or the Rangers, was to cause the same kinds of violence caused between US and the Party. On information and belief, plaintiff Party did suffer violence to its members and supporters as a result of defendants actions in this regard.



USE OF AGENTS AND INFORMANTS TO DISCREDIT PARTY  
BY URGING AND COMMITTING VIOLENCE IN ITS NAME-

50. Defendants and their agents placed provocateurs, operatives and informants within plaintiff Party and employed, directed or rewarded said persons to commit violence and incite others within the Party to violence for the purpose, and with the effect, of weakening the Party internally and losing it public support, to wit:

A. William O'Neal, the informant and agent provocateur for defendant FBI officials described in paragraph 48G herein, constantly tried to persuade Chicago plaintiff Party members to resort to violence. He constructed an electric chair to be used on alleged informers (in fact, innocent Party members), but it was disassembled on Chicago Party chairman Fred Hampton's orders. O'Neal stockpiled dangerous weapons, including plastic explosives, and urged other Party members to participate in armed robberies and the bombing of an armory. Defendant FBI officials knew of, and approved or directed, O'Neal's actions as evidenced in an FBI internal memorandum that admits O'Neal was used "... in harassing and impelling the criminal activities of the Black Panther Party locally."

B. In 1969 defendants placed an experienced operative or undercover agent in the New Haven Chapter of the Party for the purpose of persuading and directing Party members of that Chapter to commit unlawful and irrational actions that would damage and discredit the Party. Specifically, said operative accused an innocent member of the Party, Alex Rackley, of being a "police agent," and then proceeded to direct and participate in his torture-murder. Said operative then turned "state's



evidence" to accuse Party leaders, who had no knowledge of said murder and who deplored it, of ordering Rackley's murder. Though this agent or operative was convicted by a jury, the leaders he tried to implicate were not. Nonetheless, immense damage was done to the Party in terms of public reputation, finances and morale of its members and supporters. Said operative or agent spent only the briefest time in prison because, on information and belief, he was placed through defendants' efforts in a work-study program at an Ivy League institution of higher learning. He now holds a comfortable position at an Eastern college which, on information and belief, plaintiffs allege he also obtained through the efforts of defendants and their agents.

C. Defendants knew that Huey P. Newton opposed the use of violence except in self-defense. They also knew that he favored the building of black community power through the implementation of social and economic survival programs and close cooperation with churches and other indigenous institutions. Hence, defendants, on information and belief, committed their financial and technical resources and personnel to support Eldridge Cleaver and his followers within the Party who openly advocated the arbitrary use of violence. Defendants supported Cleaver for the purpose and with the effect of weakening or destroying the Party internally and losing it significant public support.



SABOTAGING AND DISCREDITING OF CONSTRUCTIVE PARTY PROGRAMS

51. Defendants and their agents not only supported, encouraged and committed violence in the name of plaintiff Party, but also embarked on a deliberate campaign to sabotage and destroy constructive social and economic programs of the Party, to wit:

A. An early successful and popular program of plaintiff Party was the provision of free, hot breakfasts to minor children in the black communities throughout the United States. This program was dependant on efforts of plaintiff Party members and volunteer contributions of food and other provisions from local merchants, businessmen and churches. Finding little to objectively criticize about this program other than vague charges about propagandizing the participating children (which simply meant teaching them ideas defendants disliked), defendants and their agents decided to destroy the program.

B. In 1969 an alleged member of the Party residing in Sacramento, California, drew up a so-called "comic book" depicting police as caricature "pigs" for purposes of political propaganda, and sent it to the Oakland, California headquarters of the Party for review and comment. This "comic book" was then reviewed and rejected for publication or circulation by the leadership of the Party because it was thought to be non-reflective of Party philosophy too crude and in bad taste. An operative or informant, however, stole one of the few drafts of this proposed publication and delivered it to FBI defendants and their agents who added captions that advocated violence, printed thousands of copies bearing plaintiff Party's name, and circulated



them throughout the country, particularly to merchants and businesses contributing to the breakfast program. Those who received these so-called comics and the media were falsely told and led to believe by defendants and their agents that the booklets were given out to children participating in the breakfast program. These misrepresentations and deceptive acts were done by defendants and their agents in order to damage the Party and the breakfast program.

C. Churches which assisted the plaintiff Party in its breakfast program were also harassed by defendants and their agents and deterred from continuing support. In 1969, for example, the San Diego office of defendant FBI officials placed telephone calls and wrote anonymous letters to the Auxiliary Bishop of the San Diego Diocese of the Catholic Church falsely claiming to be parishoners upset about Father Frank Curran's support of the breakfast program. Within one month of these calls and other injurious actions taken by defendants, Father Curran was transferred from the San Diego Diocese to the State of New Mexico. Defendant FBI officials and their agents reported in their internal memoranda that Father Curran had been "neutralized" and that the breakfast program in San Diego had been destroyed.

D. Another constructive program that the plaintiff Party has undertaken to the displeasure of defendants and their agents is the free testing of black and other subject persons for Sickle Cell Anemia. To destroy this program, which is centered in Oakland, California, defendants have urged local



police in Oakland and surrounding communities to arrest for unlawful solicitation plaintiff Party members who seek street donations to the Sickie Cell program. The pressure from defendants on local police to make these arrests has been so great, and the police attitude toward plaintiffs, created largely by defendants and their agents so hostile, that even after the San Francisco solicitation ordinance under which plaintiffs had been arrested was declared unconstitutional by a California Court, San Francisco police continued to arrest plaintiff Party members. In addition, defendants and their agents, on information and belief, contacted local media people and persuaded them to publish articles and broadcasts falsely attacking the legitimacy of plaintiff Party's Sickie Cell Anemia program so as to reduce contributions to the program.

E. In 1972, plaintiff Party members and leaders were instrumental in founding an independent non-profit corporation called the Educational Opportunities Corporation, Inc. (EOC). This corporation primarily sponsors a model school for approximately one-hundred and thirty-five elementary grade children in Oakland, California. Since its formation, agents and operatives of defendant FBI AND IRS officials have called upon teachers and contributors of the school to question them and deter them from having any further contact with or support for the school.



SUPPRESSING FREE EXPRESSION AND MISREPRESENTING THE PARTY

52. Defendants and their agents interfered with and suppressed plaintiff Party members' and associates' rights to express their views to the public and misrepresented their true views to the public for the purpose, and with the effect, of losing the Party political and financial support, to wit:

A. Colleges, universities and other institutions that invited representatives of the Party to speak and answer questions were contacted by defendants and their agents and urged to cancel the engagements. When friendly persuasion did not work to cancel the speaking engagements, defendants and their agents telephoned anonymously to officials at said colleges, universities or other institutions and warned them of violence if plaintiff members were permitted to speak. In addition, defendants and their agents would contact members of the plaintiff Party or their families and warn them that if they made the intended speaking engagements as promised they would be killed or injured. All of these actions were taken for the purpose, and often with the effect, of preventing their representatives from expressing their views publicly.

B. Plaintiff Party publishes and distributes THE BLACK PANTHER, a weekly newspaper with a national circulation. Defendants and their agents have sought to suppress the publication and distribution of this newspaper by sabotaging its offices, destroying numerous shipments of the paper, vandalizing racks carrying the paper, instigating arrests of street vendors of the newspaper, and pressuring commercial airliners that transport the paper

nationally to charge a higher rate than that normally charged other organizations shipping similar printed matter. Defendants and their agents also persuaded the Postal Service to charge the



plaintiff Party a higher postage rate for mailing paid subscriptions than what is normally afforded similar publications. Defendant IRS officials and their agents served summonses on banks seeking information about the Party and its paper for the purpose of destroying the publication and circulation of THE BLACK PANTHER .

C. Defendants and their agents compiled information containing half-truths and out-right fabrications and disseminated this information to friendly sources within local radio and television stations and newspapers throughout the country so that false and harmful stories about the Party, its leaders and activities would be conveyed to the public. At the same time, defendants and their agents have, on information and belief, urged the media to discourage the printing, publishing or dissemination of any true information about positive programs and activities that the Party has been engaged in since its inception.

D. When plaintiff Party leaders have been scheduled to appear for public speaking or on television radio broadcasts, defendants have provided false information, or privileged but embarrassing information gained by unlawful means, to hecklers, callers-in and, in some instances, "friendly" media sources so that the Party would be discredited with the public and its supporters. Defendants and their agents also instigated, for example, the arrest of former Chicago Party leader Fred Hampton when he was about to appear on a local television program. The arrest was intended to, and did, embarrass, humiliate and discredit the plaintiff Party with the public and its supporters.



OTHER GENERAL HARASSMENT OF MEMBERS AND SUPPORTERS

53. Defendants and their agents have engaged in a wide variety of actions beyond those categorized generally and set forth specifically hereinabove. All of these actions have been and are maliciously, unlawfully and intentionally undertaken pursuant to a systematic plan and goal of destroying the Party, and injuring its members and supporters. These actions by defendants and their agents include, inter alia:

A. Informing or contacting businesses and persons with whom plaintiffs were employed or had an economic relationship about plaintiffs' political views and activities for the purpose and with the effect of damaging plaintiffs' economic interests.

B. Informing family or other persons associated with plaintiffs of allegedly immoral activity by plaintiffs in order to disrupt and injure the plaintiffs in these relationships.

C. Destroying plaintiffs' personal and real property.

D. Making plaintiff supporters of the Party falsely appear to be hostile to the Party by "leaking" to the Party forged documents bearing a supporter's signature and attacking or ridiculing the Party.

E. Sending or "leaking" forged documents or false information to plaintiff supporters that reasonably places said supporters in apprehension for their lives or safety because the documents or information falsely threatens them in the name of plaintiff Party.



F. Calling upon plaintiffs and questioning them about their and other Party members' and supporters' activities for the purpose of "chilling" plaintiffs' right to free expression and association.

G. Placing plaintiffs' under physical surveillance, opening their mail, eavesdropping on their conversations and committing other acts in violation of plaintiffs' rights to associational privacy.

H. All of the acts complained of herein were committed by defendants and their agents, individually and in concert, and were done wilfully, intentionally, maliciously, in bad faith and with a knowing and reckless disregard of plaintiffs' constitutional rights. Said acts of defendants and their agents were undertaken for the unlawful purpose, and with the effect, of punishing, harassing and burdening plaintiffs because their political beliefs, activities and associations were and are opposed by defendants. All of the defendants and agents were or are personally involved in the conspiracy herein alleged and their conduct has caused grave and substantial damage to plaintiffs entitling plaintiffs to damages against the defendants and their agents.

#### FIRST CLAIM FOR RELIEF

54. As alleged in paragraphs one through fifty-three, the actions of defendants and their agents violated and continue to violate the First Amendment rights of plaintiffs and the classes they represent to freedom of expression and association.



### Second Claim for Relief

55. As alleged in paragraphs one through fifty-three, the actions of defendants and their agents in using their investigatory, law enforcement and other official powers to selectively and discriminatorily retaliate against and punish plaintiffs for their political beliefs, expressions and associations, violates plaintiffs' rights to due process and equal protection of the law as guaranteed by the Fifth Amendment to the United States Constitution.

### Third Claim for Relief

56. As alleged in paragraphs one through fifty-three, defendants and their agents violated and continued to violate the Fourth, Fifth and Ninth Amendment rights of the plaintiffs and the members of the classes they represent to be free from unreasonable governmental invasions and abridgements of their personal and associational privacy.

### Fourth Claim for Relief

57. As alleged in paragraphs one through fifty-three, the acts of defendants and their agents complained of herein constitute a conspiracy to deprive plaintiffs and the classes they represent of the equal protection of the law in violation of Title 42 United States Code, Section 1985.

### Fifth Claim for Relief

58. As alleged in paragraphs one through fifty-three, the acts of defendants and their agents in conspiring to



discriminate and discriminating against plaintiffs with respect to use of the mails violates 39 U.S.C. §403 which prohibits any undue or unreasonable discrimination among users of the mails.

#### Sixth Claim for Relief

59. As alleged in paragraphs one through fifty-three, the actions of CIA defendants and their agents and the other defendants and their agents who knowingly conspired with them, violate 50 U.S.C. §403 which prohibits the CIA from exercising any law enforcement powers or internal security functions.

#### Seventh Claim for Relief

60. As alleged in paragraphs one through fifty-three, the acts of defendants and their agents in conspiring to examine and investigate plaintiff's finances and associations were unnecessary to any legitimate tax purposes and in violation of 26 U.S.C. §7605(b).

61. Plaintiffs and the members of the classes they represent have suffered and will continue to suffer deprivation of their constitutional and statutory rights unless granted the relief prayed for in this complaint. Plaintiffs have no plain, adequate or complete remedy at law against the policies and practices of defendants. Injunctive and declaratory relief are necessary in order to adequately protect the rights of plaintiffs and the classes they represent.



RELIEF

WHEREFORE, plaintiffs pray that this Court:

1. Declare, pursuant to 28 U.S.C. §2201-2202 that defendants and their agents, employees, and adjuncts conspired to and have acted unlawfully in subjecting plaintiffs to injury because of their political beliefs, expressions and association by placing plaintiffs under surveillance, intercepting and opening plaintiffs' mail, instigating the arrest of plaintiffs, interrogating plaintiffs', their families and associates, misrepresenting plaintiffs' views to others, forging plaintiffs' names and identities to threatening and other documents, committing harmful acts to persons and property and falsely attributing said acts to plaintiffs, inciting plaintiffs to violence, interfering with plaintiff Party's Community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging plaintiffs' rights to freedom of expression and association, damaging plaintiffs' and their associates' property and causing plaintiffs' physical harm and emotional distress.

2. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants, their agents, employees, adjuncts and successors from conspiring to subject, and subjecting plaintiffs to injury because of their political beliefs, expression and association by placing plaintiffs under surveillance, intercepting and opening plaintiffs' mail, instigating the arrest of plaintiffs, interrogating plaintiffs, their families and associates, misrepresenting plaintiffs' views to others, forging plaintiffs' names and identities to threatening and other documents, committing harmful acts to persons and property and falsely



attributing said acts to plaintiffs, inciting plaintiffs' to violence, interfering with plaintiff Party's Community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging plaintiffs' rights to freedom of expression and association, damaging plaintiffs' and their associates' property and causing plaintiffs' physical harm and emotional distress.

3. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants and their agents, employees and adjuncts from destroying any of the files, memoranda, tapes, film, photographs, documents or other materials relevant to past and present actions of defendants and their agents against plaintiffs until this litigation is ultimately resolved; and

4. Award plaintiffs damages in excess of \$50,000,000, the precise amount to be ascertained upon trial, for repeated and continuous violations of plaintiffs' Constitutional rights and to hold the defendants named herein jointly and severally liable for such damages;



5. Award plaintiffs punitive damages of \$50,000,000, to be apportioned against each of the defendants named herein;

6. Award plaintiffs' reasonable attorneys fees for the prosecution of this action; and

7. Grant such other relief as the Court may deem just and proper.

Respectfully submitted.

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Of Counsel

December 1, 1976



FEDERAL GOVERNMENT

UNITED STATES GOVERNMENT

# memorandum

DATE:

REPLY TO  
ATTN OF:

Barbara Allen Babcock  
Assistant Attorney General  
Civil Division

b2  
b6  
b7C

JUN 10 1977

Black Panther Party, et al. v. Edward  
Levi, et al., USDC DC, Civil No. 76-2205

Mr. Clarence M. Kelley  
Director  
Federal Bureau of Investigation

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803R/D/KFA

Attention: Legal Counsel

On May 26, 1977 the District Court denied defendants' Motion to Dismiss the Amended Complaint in the case of Black Panther Party, et al. v. Edward Levi, et al., (Civil No. 76-2205, D. D.C.). Additionally, the Court granted plaintiffs' Motion to Add Defendants Griffin Bell, W. Michael Blumenthal, Stansfield Turner, William Williams, and Clifford Alexander in their official and individual capacities. The Court denied plaintiff's Motion to Extend Time to Move for Class Action Certification. Finally, the Court ordered all service of process to be effected by June 15, 1977 and discovery to be completed by September 25, 1977.

We have moved for an extension of time until June 20, 1977, to answer the Amended Complaint. Since present federal officials are sued in both their official and individual capacities, their answers must contain two responses to each allegation, one reflecting their personal knowledge of each allegation, the other reflecting a review of pertinent agency records. In view of the severe time constraints, prompt forwarding of your proposed answer would be appreciated. We have also contacted those defendants who are former officials, and have suggested they coordinate review of the Amended Complaint with their respective agencies.

We are also forwarding for your review plaintiffs' Request for Production of Documents. Our response to that request is due on July 5, 1977. We ask that you begin immediately your efforts to produce the documents sought by the plaintiffs. The Court has established a very strict discovery deadline and extensions of time 856-90 July 5 response date may be very difficult to obtain upon any

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ENC. BEHIND FILE

JUN 18 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

OPTIONAL FORM NO. 10  
(REV. 7-76)  
GSA FPMR (41 CFR) 101-11.6  
5010-112

#34  
EXP. PROC.  
38 JUN 13 1977





showing. Nevertheless, if it appears that your response cannot be substantially completed by July 5, we request that you provide to us as soon as possible a detailed estimate of the time preparation of a response will reasonably require in order that a suitable affidavit can be prepared to support a motion for extension of time.

b6  
b7C

If you have any questions or problems regarding this case, you may contact [redacted] or [redacted]



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al., )

Plaintiffs, )

v. )

EDWARD LEVI, et al., )

Defendants. )

**FB7**  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/8/93 BY 98032001KGA

Civil Action No. 76-2205

SECOND REQUEST FOR PRODUCTION  
AND COPYING OF DOCUMENTS

The plaintiffs in the above case, pursuant to Rule 34 of the Federal Rules of Civil Procedure, request that defendants produce the documents hereinafter described and permit plaintiffs and their attorneys to inspect them and copy such of them as they may desire. Plaintiffs request that the documents be made available for this inspection at the offices of defendants' counsel in the Justice Department or, for any defendant not represented by the Justice Department, at an alternative address in the District of Columbia of their choosing, during normal business hours. Plaintiffs further request that this inspection be permitted by defendants immediately after defendants' response to this request has been filed, and that their attorneys be permitted to remove from defendants' custody such of the documents as they desire to copy, on the understanding that plaintiffs' attorneys will be responsible for these documents so long as they are in their possession, that copying will be done at plaintiffs' expenses, and that the documents will be promptly returned immediately after copying has been completed.

As used in this request, the term "document" means, without limitation, the following items, whether printed or recorded or reproduced by any other mechanical process, or written or produced by hand: agreements, communications, correspondence, telegrams, memoranda, summaries or records of telephone conversations, summaries or records of personal



conversations or interviews, diaries, graphs, notes, books, note charts, plans, drawings, sketches, file cards, indexes, logs, maps, summaries or records of meetings or conferences, summaries or reports of investigations or surveillances, photographs, motion picture film, brochures, pamphlets, circulars, press releases, drafts, letters, any marginal comments appearing on any document, and all other writings.

As used in this request "documents relating to" means, without limitation, all documents which reference, bear upon, embody, record, reflect or otherwise evidence the listed subject matter.

This request includes all documents in the possession or constructive possession of any of the defendants or subject to their custody and control, including but not limited to documents in the control, custody, possession, or constructive possession of the following:

1. Defendant Griffin Bell, including but not limited to documents in the following components or record systems of the Department of Justice:

- (a) Office of Attorney General
- (b) Office of Deputy Attorney General
- (c) Criminal Division
- (d) Civil Rights Division
- (e) Internal Security Division
- (f) Community Relations Service
- (g) Interdivisional Information Unit
- (h) Civil Disturbance Unit
- (i) Intelligence Evaluation Committee
- (j) Emergency Detention Program.

2. Defendant Clarence Kelley, including but not limited to documents in the following components or record systems of the FBI:

- (a) Domestic Intelligence Division counterintelligence and investigative programs, including but not limited to abstracts of investigative reports and activities.
- (b) Inspection Division
- (c) Office of the Director
- (d) Rabble-Rouser Index
- (e) Agitator Index
- (f) Security Index
- (g) Reserve Index
- (h) Key Activist Program
- (i) Black Nationalist Photograph Album
- (j) Racial Calendar



(k) Key Black Extremist Program  
(l) Administrative Index  
(m) Conference of Racial Intelligence Supervisors  
held in October 1970 and any other similar conferences.

3. Defendants Jerome Kurtz and William E. William  
including but not limited to documents of the Special Services  
Staff or its successor unit of the Internal Revenue Service.

4. Defendant Admiral Stansfield Turner, including but  
not limited to documents relating to Operation CHAOS at the CIA.

This request includes but is not limited to documents  
located in, maintained by, or in the possession of any national  
regional, or local office, or any office outside of the  
United States, or any other office or residence, including the  
Federal Records Center. In the case of the FBI, this includes  
but is not limited to offices located in the following cities:  
Atlanta, Albany (New York), Detroit, Kansas City, Richmond,  
New Orleans, Alexandria (Virginia), Chicago, Denver, Cleveland,  
Boston, Indianapolis, Los Angeles, Newark, New York City, Omaha,  
Sacramento, San Diego, San Francisco, Seattle, New Haven,  
Baltimore, Philadelphia, and Washington (D.C.).

The documents covered by the request are as follows:

1. All program and generic documents relating to Black  
Nationalist COINTELPRO activities.

2. All documents "captioned" or "indexed" under or  
relating to the Black Panthers, Black Panther Party, or its  
officers, members, supporters, contributors, or associates.

3. All documents "captioned" or "indexed" under or  
relating to:

Guillermo Alonzo  
Earl Anthony  
Albert Armour  
Rorne Armour  
Jan Austin  
Beverly Axelrod

Richard Baker  
Joe Barrington  
Robert Bay  
Sylvester Bell  
Joan Bird  
J. Herman Blake  
Henry Blankfort  
Sylvia Blankfort  
Father Blase Bonpane



Father Eugene Boyle  
Marie Branch  
John Brooks  
Dorothy Brown  
Elaine Brown  
Charles Brunson

Stokely Carmichael  
Alprentice "Bunchy" Carter  
Frances Carter  
Nola Carter  
Marian Cherry  
Joanne Chessimard  
Mark Clark  
Leroy Eldridge Cleaver  
Kathleen Cleaver  
Paul Contes  
Paul Cobb  
Lester Coleman (Slim Coleman)  
Donald Cox  
Sandy Close  
Frank Curran (Father Frank Curran)

Suzanne DePasse  
Melvin Dickson  
Aaron Dixon  
Elmer Dixon  
Julian Dixon  
Christopher Dougherty  
Molly Dougherty  
Emory Douglas  
David Dubois

Dr. Eric Erickson  
Ronald Everett (aka Ron Karenga)

David Feichheimer  
Nelson Fields  
Dr. Richard Fine  
Flores Forbes  
Betty Fontaine  
Gwen Fontaine  
Soudan Ford  
Donald Freed  
Michael Friltz

Charles Garry  
John George  
John Gerassi  
Flora Gladwin  
Thomas Gladwin  
Doris Godfrey  
Glenn Godfrey  
Jose Gonzalez  
Gwen Goodloe

Father Edgar Haasl  
Fred Hampton  
Robert Heard  
Larry Henson  
Raymond Hewitt  
Fred Hiestand  
David Hilliard  
Patricia Hilliard



Roosevelt Hilliard  
Harold Holmes  
Donald Hopkins  
Elbert Howard  
Elizabeth Huggins  
Bricka Huggins  
John Huggins

Phylliss M. Jackson  
Cozette Jenkins  
Gavage Jenkins

Jimmy's Lamppost (aka Lamppost Bar and Restaurant, Oakland, Calif)

Andrea Jones  
Ruth Jones  
Lynn Joyner  
Max Julian

Joan Kelly  
Martin Kenner  
Warren Kimbrough  
Arthur Kinoy  
Anthony Kline  
Charles Knox  
Don Knox  
Dr. Terry Kupers

Mark Lane  
James Larson  
Barbara Lee  
James Levi  
Dr. Jean A. Linzau  
Lee Lockwood  
David Lubel

Herb Magedsin  
Shirley Magedson  
Reggie Major  
Connie Matthews  
Bessiefrances Meador  
Douglas Merands

Father Earl Neil  
J.J. Newberry  
Amelia Newton  
Huey P. Newton  
Joyce Newton  
Melvin Newton

William O'Neal (aka William O'Neill)  
Peter O'Neill

Ed Pearl  
Darron Perkins  
Darrhard Perry (aka Ed Riggs)  
Hillard Peterson  
Elmer Pratt  
Nick Proffitt

Howard Quinn

Alex Rackley  
Joan Ringgold  
Wiley Roberts  
William Roberts  
George Robinson  
Bobby Rush

George Sims  
John Savage  
Robert Scheer



Reggie Schell  
Helen Schiller  
Berton Schneider  
Franz Schumann  
Afeni Shakur  
Steven Shames  
Philip Shapiro  
Mattie Shepherd  
David Sibeko  
Dr. Tolbert Small  
Herman Smith  
Melvin Smith  
Rose Smith  
Perry Steele  
Strongholds Consolidated Productions, Inc.  
Patricia Sami

Louis Tackwood  
Horace Tapscot  
Mark Teemer  
John Thome  
Benjamin Travis  
Arthur Turco  
Elijah Turner  
Luis Valentino

Jimmy Ward  
Don Warden  
Carl Washington  
Jody West  
Clinton White  
Ellis White  
James Williams  
John Williams  
~~Ted Williams~~  
Lionel Wilson  
Margaret Wright

and all documents which are "captioned" or "indexed" under other names, but which relate to the Black Panthers, the Black Panther Party, or its officers, members, supporters, contributors or associates (see "reference" files).



4. All documents relating to entries or surreptitious entries by defendants or their agents or any federal agency, employees, agents, informants, or persons acting on their behalf into premises of the Black Panthers, Black Panther Party, or its officers, supporters, members, contributors, or associates, including but not limited to all requests for authorization, authorizations, and logs and fruits of such activity.

5. All documents relating to electronic surveillance (including but not limited to wiretaps and installation of "bugs", microphones, or transmitters) conducted by defendants or their agents or any federal agency, employees, agents, informants, or persons acting on their behalf of the Black Panthers, Black Panther Party, or its officers, supporters, members, contributors, or associates, including but not limited to all requests for authorization, authorizations, logs and fruits of such activity.

6. All documents and a list, manifest, or index of all documents supplied to the Senate Select Committee To Study Governmental Operations With Respect To Intelligence Activities (Church Committee) relating to generic Black Nationalist counterintelligence activities, the Black Panther Party, or its officers, supporters, members, contributors or associates.

7. All documents and a list, manifest, or index of all documents supplied to plaintiffs in Brewer v. City of Chicago, No. 79-C-1384, N.D. Ill. and Dellinger v. Mitchell, No. 1768-69, D.D.C., relating to the Black Panthers, Black Panther Party, or its officers, supporters, members, contributors, or associates.



Respectfully submitted,

*Bruce J. Terris*

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Plaintiffs

v.

EDWARD DEVI  
University of Chicago  
1116 E. 59 Street  
Harper Library  
Chicago, Illinois 60637;

Civil Action No. 76-2205

JURY TRIAL DEMANDED

**FBI**  
**ALL INFORMATION CONTAINED**  
**HEREIN IS UNCLASSIFIED #349,770**  
**DATE 9/6/93 BY 7823 C001864**



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Indianapolis, Indiana 46204;

UNITED STATES OF AMERICA  
c/o Earl Silbert  
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District of Columbia  
Constitution & John Marshall Pl.,  
Washington, D.C.; and

JOHN DOE 1-5,  
RICHARD DOE 1-5,  
JANE DOE 1-5;

INDIVIDUALLY AND IN THEIR  
OFFICIAL CAPACITIES,

Defendants.



( )

AMENDED CLASS ACTION COMPLAINT FOR  
DECLARATORY AND INJUNCTIVE RELIEF AND DAMAGES

INTRODUCTION

1. This is a class and individual action for declaratory and injunctive relief, and mandamus and an individual action on behalf of the Black Panther Party, Huey P. Newton, and Elaine Brown for money damages arising under the Constitution and laws of the United States, more particularly, the First, Fourth, Fifth and Ninth Amendments to the Constitution, the Civil Rights Act of 1871, 42 U.S.C. 1985, the National Security Act of 1947, 50 U.S.C. 403, the Internal Revenue Act, 26 U.S.C. 7605, the Postal Service Act, 39 U.S.C. 403 and the Omnibus Crime Control and Safe Streets Act of 1968, 18 U.S.C. 2510-2520, 47 U.S.C. 605. The Black Panther Party, its members and supporters seek redress against past and present high government officials because of the concerted plan conceived and implemented by those officials since 1967 to destroy the Party politically and financially. The illegal means by which defendants have conspired to achieve destruction of the Party range from the extreme of causing assassination of Panther leaders to the more commonplace, albeit still unlawful practice of, burglarizing and bugging plaintiffs' offices and homes. All of the plaintiffs and those they represent have, because of their political activities, beliefs and associations, been subjected to the practices complained of herein by defendants. Despite official denials to the contrary, defendant present government officials continue to repress and harass plaintiffs and those they represent.

JURISDICTION

2. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. 1331(a), which gives district courts jurisdiction



over actions arising under the Constitution or laws of the United States; 28 U.S.C. 1340, which gives district courts jurisdiction over civil actions arising under an Act of Congress concerning internal revenue; 28 U.S.C. 1343, which gives district courts jurisdiction over civil actions seeking damages caused by conspiracies to deprive citizens of their civil rights; and 28 U.S.C. 1361, which gives district courts jurisdiction over mandamus actions.

#### PARTIES

##### Plaintiffs

3. Plaintiff Black Panther Party was founded by Huey P. Newton in 1966. It is an association of black and poor persons who are committed to improving the social and economic condition of minority and poor people and to eradicate racism, economic class discrimination, and oppression of all kinds.

The principal office of plaintiff Party is in Oakland, California, where its newspaper is published and where the many programs it has initiated and sponsored are focused.

These programs provide free services and goods to those in need, including transportation for senior citizens, legal and ambulance services, food, and testing of black and other persons for sickle cell anemia. Plaintiff Party brings this action on behalf of itself and its past and present members and supporters.

4. Plaintiff Huey P. Newton is the Founder and Chief Theoretician of the Party. He is a resident of Oakland, California, but, because of the unlawful activities of the defendants directed against him, is presently residing outside the jurisdiction of the United States until it is safe for him to return.



5. Plaintiff Elaine Brown is the authorized Chairperson for the Party. She is a citizen of the United States and a resident of Oakland, California.

6. Donald Freed is a published author and supporter, both politically and financially, of the Party and its activities. He is a citizen of the United States and a resident of Los Angeles, California.

7. Berton Schneider is a producer and director of films and supporter, both politically and financially, of the Party and its activities. He is a citizen of the United States and a resident of Beverly Hills, California.

8. Thomas and Flora Gladwin are active supporters of the Black Panther Party. They are citizens of the United States and residents of Oakland, California.

9. John George is an attorney and a member of the Board of Supervisors of Alameda County, California. He is a supporter of the Party and a resident of Oakland, California.

10. Father Earl Neil is a long-time supporter of the Black Panther Party and assisted in the implementation of its breakfast programs for children. He is a citizen of the United States and a resident of New York, N.Y.

11. John and Elizabeth Huggins are the parents of assassinated Black Panther Party member, John Huggins, and sue on his behalf. They are citizens of the United States and residents of New Haven, Connecticut.

12. All of the plaintiffs and those they represent have suffered substantial injury as a result of the unlawful actions taken by defendants for the purpose of punishing, harassing and burdening the plaintiffs because of their political



beliefs, expressions and associations.

Defendants

13. Defendant Edward Levi was formerly Attorney General of the United States.

14. Defendant Griffin Bell is the present Attorney General of the United States.

15. Defendant John Mitchell was formerly Attorney General of the United States.

16. Defendant Robert Mardian was formerly Assistant Attorney General for Internal Security.

17. Defendant Clarence M. Kelley is the present Director of the Federal Bureau of Investigation (FBI).

18. Defendant William C. Sullivan was formerly Assistant Director of the FBI.

19. Defendant George C. Moore was formally chief of the Racial Intelligence Section of the FBI.

20. Defendant Admiral Stansfield Turner is the present Director of the Central Intelligence Agency (CIA).

21. Defendant George Bush was formerly Director of the CIA.

22. Defendant William E. Colby was formerly Director of the CIA.

23. Defendant Richard Helms was formerly Director of the CIA.

24. Defendant W. Michael Blumenthal is the present Secretary of the Treasury.

25. Defendant William E. Simon was formerly Secretary of the Treasury.

26. Defendant Rex Davis is the present Director of the Bureau of Alcohol, Tobacco & Firearms of the Department of the Treasury.



27. Defendant Harold Serr was formerly Director of the Bureau of Alcohol, Tobacco & Firearms of the Department of the Treasury.

28. Defendant William E. William is the Acting Commissioner of the Internal Revenue Service (IRS).

29. Defendant Donald C. Alexander was formerly Commissioner of the IRS.

30. Defendant Johnnie M. Walters was formerly Commissioner of the IRS.

31. Defendant Randolph W. Thrower was formerly Commissioner of the IRS.

32. Defendant Clifford Alexander is the present Secretary of the Army.

33. Defendant Howard H. Calloway was formerly Secretary of the Army.

34. Defendant Harold R. Aaron is the present Assistant Chief of Staff for Army Intelligence.

35. Defendant Benjamin F. Ballar is the present Postmaster General of the United States Postal Service.

36. Defendant Winton M. Blount was formerly Postmaster General of the United States Postal Service.

37. Defendant Tom Charles Huston was an assistant to the President of the United States.

38. Defendant John Doe 1 - 5, Richard Doe 1 - 5, and Jane Doe 1 - 5, are unknown employees of the Department of Justice, the FBI, and CIA, the Department of the Treasury, the Bureau of Alcohol, Tobacco and Firearms of the Department of the Treasury, the IRS, the Executive Office of the President the Department of the Army, the Postal Service and other agencies of the federal government that conspired with each other and/or the above-named defendants and their agents in



taking and promoting unlawful actions intended to harm and, in fact, causing injury to plaintiffs.

29. Each of the defendants, both past and present government officials, is being sued in his or her individual capacity and each present government official is being sued in his or her official capacity. Each defendant held the official position stated at times relevant to the allegations of this complaint and each defendant was acting under the color of his official capacity at the times complained of.

#### CLASS ACTION ALLEGATIONS

40. Plaintiffs bring this action as a class action under Rule 23(a), (b)(1), (2), (3), and (c) of the Federal Rules of Civil Procedure insofar as the relief sought is injunctive and declaratory relief and mandamus. Plaintiffs do not bring this action as a class action insofar as money damages are sought.

41. Plaintiffs Party, Newton, Brown, and John and Elizabeth Huggins represent a class of more than 1000 persons who are past or present members of the Black Panther Party who, because of their political beliefs and activities as expressed by their membership in the Party, were and are subject to unlawful and injurious actions by defendants.

42. Plaintiffs Freed, Schneider, Thomas and Flora Gladwin, George, and Neil represent a class of more than 25,000 persons throughout the United States who, because of their open political or financial support of the Party and its activities, were or continue to be subject to unlawful and injurious actions by defendants.

43. The number of individuals in each of these classes is too large to make joinder practicable.

44. Defendants have acted on grounds generally



applicable to each class, thereby making injunctive and declaratory relief appropriate with respect to each class.

45. The claims of the named plaintiffs are typical of the claims of the classes they represent.

46. There are questions of law and fact common to the members of each class in this action. The common questions of fact relate to the subjecting by defendants of class members to a continuous program of unlawful and injurious actions which were similar in nature and purpose because of plaintiffs' political beliefs and activities. The common questions of law involve whether defendants' actions violated the Constitution and Federal statutes. These common questions predominate over any questions affecting only individual members and a class action is superior to other available methods for the fair and efficient adjudication of the controversy.

47. Plaintiffs will fairly and adequately protect the interests of each class. Plaintiffs consist of both leaders and ordinary members of each of the two classes. Plaintiffs are represented by attorneys experienced in the field of Constitutional litigation. Plaintiffs know of no conflicts of interest among members of the classes with regard to the issues in this case.

48. Plaintiffs know of no interest of the members of the class in individually controlling the promotion or defense of separate actions.

49. Plaintiffs know of only the following actions brought by or against members of the class relating to the controversy. Brewer v. City of Chicago, N.D. Ill., Civil



Action No. 70-C-1384; Dellenger v. Mitchell, D. D.C., Civil Action No. 1768-69. However, the plaintiffs in Brewer seek relief for the alleged unlawful actions of the City of Chicago and various federal defendants concerning the raid on December 4, 1969, on the homes and offices of particular Black Panther leaders in Chicago resulting in the deaths of Fred Hampton and Mark Clark. The plaintiffs do not seek any of the relief sought in this case. The sole issue in the Dellenger case which is involved here is the claim of plaintiff Black Panther Party that the Department of Justice engaged in illegal electronic surveillance against the Party. Plaintiff Black Panther Party intends to file a motion for its voluntary dismissal without prejudice as a plaintiff in the Dellenger case.

50. It is extremely desirable to concentrate the litigation of claims involved in the present litigation in this forum since the defendants were residing here at the time of the actions involved and the federal agencies are located here. Plaintiffs believe that most of the records and many of the witnesses are in this jurisdiction.

51. There should be no undue difficulties in managing this case as a class action because all or virtually all the questions of law and fact are common.

#### FACTS

52. In 1967, the FBI formed a special counter-intelligence program, called COINTELPRO, intended, in the Bureau's own words, to "expose, disrupt, misdirect, discredit or otherwise neutralize the activities of black nationalists." A specific purpose of COINTELPRO was to prevent the rise of a "messiah," a charismatic black leader who might "unify and



electrify" black persons. Martin Luther King, Jr. was named as a potential "messiah" in the FBI's secret memorandum establishing COINTELPRO, but, after the assassination of King in 1968, the FBI shifted its focus to the Party and its leadership, particularly Huey P. Newton. This was done in conformity with then Director J. Edgar Hoover's public pronouncement that the Party constituted "the greatest threat to the internal security of the country \* \* \*." Of the 295 total actions documented by the Senate Select Committee on Intelligence as having been taken by the COINTELPRO program alone to disrupt black groups, 233, or 79 percent, were specifically directed toward destruction of plaintiff Party. Approximately \$100,000,000 of taxpayers' money was expended for COINTELPRO, over \$7 million of it allocated for 1976 alone to pay off informants and provocateurs. This amount was twice that allocated in this same period by the FBI to pay organized crime informants.

53. With the election of Richard M. Nixon as President of the United States in 1968, the Administration addressed itself, in the words of former White House Counsel John Dean, to "the matter of how we can maximize the fact of our incumbency in dealing with persons known to be active in their opposition to our Administration. Stated a bit more bluntly -- how we can use the available federal machinery to screw our political enemies."

54. A "White House Enemies List" was drawn up by officials in the Nixon Administration. In its original form, this list contained the names of only two parties or organizations, one of which is plaintiff Black Panther Party. Later, a longer version of this list contained additional names of



many prominent and widely respected figures in the fields of politics, labor, the media and academia, including other plaintiffs here.

55. A detailed plan, commonly known as the Huston Plan after its White House designated co-ordinator, Tom Charles Huston, was approved by the Director of the FBI, the CIA, the Defense Intelligence Agency and the National Security Agency in 1970. This plan set forth the means by which defendants and their agents intended to destroy the plaintiff Party. The proposed actions included, inter alia, warrantless electronic surveillance of plaintiffs, illegal opening and reading of plaintiffs' mail, breaking and entering of plaintiffs' homes and offices for the copying or theft of information and material, and the widespread use of informants and agent provocateurs. Although this proposed plan was first approved and allegedly later disapproved by former President Richard Nixon because J. Edgar Hoover decided not to cooperate, these tactics had already been used by defendants against plaintiffs and continued to be used.

56. The full nature and extent of the actions taken by defendants against plaintiffs cannot be ascertained without discovery. In 1976, the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities reported numerous unconstitutional and unlawful actions taken by defendants against plaintiffs. These actions include efforts by defendants to promote violence between the Party and other minority organizations, to disrupt the Party by promoting internal dissension, falsely to discredit the Party to the public, its members and supporters, and to prevent the Party



and its supporters from expressing their views. Plaintiffs have learned of other actions taken by defendants and their agents which indicate the intensity and severity of harm done to plaintiffs by this conspiracy of governmental officials. As in any conspiracy, it is difficult to describe precisely which of the named defendants bears primary responsibility for each injury inflicted upon and suffered by plaintiffs, but there is no doubt that all of the named defendants, individually or in concert, caused and are legally responsible for, inter alia, the following actions.



Harassment and Assassination of Party Members

57. Defendants and their agents have knowingly, intentionally and willfully harassed, abused and injured plaintiff Party members and supporters in numerous unlawful and violent ways, including the assassination of Party leaders or assisting in their assassination by others, including but not limited to:

A. Defendants and their agents, from 1968 to the present, engaged in unlawful mail opening, interception of telephone and other conversations and physical surveillance of Party members and supporters. For example, despite recent revelations about the unlawful activities directed by the FBI against plaintiffs, FBI agents still take down the names and license numbers of guests who visit the residence of plaintiff Elaine Brown. Privileged conversations between Party members and supporters and their legal counsel have been intercepted and information conveyed in those conversations has been used by defendants and their agents to cause party members and supporters physical and emotional harm.

B. Defendants and their agents have committed innumerable burglaries, or "black-bag" jobs, where files, including investigatory and research files on pending litigation, and lists, containing the names and addresses of Party members and supporters, have been stolen.

C. Defendants and their agents have instigated, encouraged and, on information and belief, planned, supervised or coordinated armed raids by local city police departments on offices and homes of plaintiff Party members. These raids -- which have, for example, been directed against Party offices in Los Angeles, California, Chicago, Illinois, New Orleans, Louisiana, Kansas City, Missouri and numerous other cities -- caused serious injury to the Party, its members and its property. The raids have, on information and belief, been instigated, planned or directed by defendants and their agents for the



purpose of harassing, injuring and punishing plaintiffs because of their political beliefs and not for any legitimate law enforcement purpose.

D. Defendants and their agents, namely agents of the Bureau of Alcohol Tobacco and Firearms in cooperation with other defendants, on or about July 30, 1974, falsely arrested plaintiff Huey P. Newton and charged him with the federal crime of being an ex-felon in possession of a firearm. Defendants and their agents knew that plaintiff Newton neither possessed a firearm nor was an ex-felon, but wrongfully placed the false criminal charge against plaintiff Newton to discredit, embarrass and humiliate him and the plaintiff Party. This charge was dropped after plaintiff Newton had been confined for two days.

E. Defendants and their agents, namely agents of the IRS, audited the tax returns of plaintiff Newton for three consecutive years. These audits and a falsely alleged back tax liability in excess of \$50,000 were instigated because of plaintiff Newton's political beliefs and leadership position within plaintiff Party and for the purpose of harassing him, causing him and the Party great expense in time, energy and money, and ultimately convicting him of some technical violation of the tax laws.

F. Defendants and their agents, in 1971, placed an undercover agent, who was on parole from a California prison, in the apartment unit next to the 25th floor apartment of plaintiff Newton. The rental of the agent's apartment was paid for with FBI funds. This agent remained in that apartment for several months and during that time illegally spied on Newton, his guests, and associates and unlawfully overheard and reported on conversations between them. During the time the agent was residing in this apartment, plaintiff Newton's apartment was robbed of Party files containing the names and addresses of Party members and supporters and other valuable and



privileged information. The agent's last action while residing as a tenant in the apartment next to that of plaintiff Newton was to engage in a "shoot-out" with Oakland police officers in the hallway outside the doorway of Newton's apartment. The police alleged that they had come to arrest the agent for unpaid traffic tickets and that he opened fire on them from inside his apartment. The agent was arrested and no one injured. Plaintiffs are informed and believe that the shoot-out was staged either to draw plaintiff Newton out into the hallway where he could be assassinated or, in the alternative, the agent was being removed by defendants, with or without knowledge of the Oakland police as to his "official" assignment for defendants and their agents, because he had failed to assassinate or set-up for assassination plaintiff Newton.

G. On December 4, 1969, Chicago Party members Fred Hampton and Mark Clark were shot and killed and four other Party members seriously wounded in a pre-dawn raid by Chicago police under the direction of the Cook County States' Attorney's Office. Defendants and their agents, namely FBI officials, had planted an informant, William O'Neal, as a provocateur in the Chicago Chapter of the Party. O'Neal provided the FBI with a detailed floor plan of the Chicago Panther headquarters, complete with an "X" over the bed where Fred Hampton was sleeping when he was shot and killed. On information and belief, O'Neal or another agent of defendants drugged Hampton before he was shot to ensure that he would be in bed when police fired into the headquarters.

#### Inciting And Causing Violence By Others Against Plaintiffs

58. Defendants and their agents willfully, maliciously, knowingly and intentionally fostered and caused suspicion, hostility and violence by others toward and against the plaintiff



Party, sometimes resulting in the death of Party members, including but not limited to:

A. In November 1968, former FBI director J. Edgar Hoover instructed fourteen FBI field officers to "submit imaginative and hard-hitting counterintelligence measures aimed at crippling the Black Panther Party \* \* \* in order to fully capitalize upon Party and US differences \* \* \*." One of these counterintelligence measures was the drawing and mailing by the defendants and their agents, namely FBI officials, of derogatory cartoons to plaintiff Party offices and homes depicting Party leaders as "ineffectual, inadequate, and \* \* \* corrupt \* \* \*." These cartoons were made to look as if they were from US, a black nationalist organization. The FBI officials also knew that US members, assisted and encouraged by agents of defendants, were holding firearms practice and purchasing large amounts of ammunition. Defendants and their agents took no action to in any way discourage or prevent this training with, and stockpiling of, weapons.

B. In January 1969, defendants and their agents assisted in and promoted the assassination of two Party members at the University of California at Los Angeles: Alprentice "Bunchy" Carter and John Huggins. The person observed committing the assassinations by numerous eye-witnesses was allegedly a member of the US organization. This person, plaintiffs are informed and believe, fled the jurisdiction with the knowledge and cooperation of the defendants and their agents. Two other persons, also admittedly members of the US Organization, were tried and convicted for conspiracy in the assassinations of Carter and Huggins. On information and belief, they escaped in 1974 from the maximum security prison San Quentin, with the assistance of defendants and their agents. They have not been apprehended.

C. On May 23, 1969, John Savage, a member of plaintiff Party, was shot and killed by an alleged US member. Later, on



August 14, 1969, two Party members were wounded by an US member. The next day Sylvester Bell, another Party member, was killed in San Diego, California also allegedly by US members.

D. Defendants and their agents, namely FBI officials, responded to these murders of plaintiff Party members by encouraging additional derogatory cartoons to cause further violence against the Party. Moreover, the FBI defendants candidly stated in a September 18, 1969, internal memorandum that "a substantial amount of the unrest [mentioned above] is directly attributable to this program [i.e., COINTELPRO]."

E. In 1968 and 1969, defendants and their agents, namely FBI officials, approved and ordered the sending of both forged and false anonymous threatening and warning letters to the leadership of the Chicago Chapter of the Party and another Chicago based black organization, the P-Stone Nation (also known as the Blackstone Rangers). The purpose of these letters and other false and misleading information conveyed by defendants' agents acting as if they were good faith members of the Party or the Rangers was to cause the same kinds of violence caused between US and the Party. On information and belief, plaintiff Party did suffer violence to its members and supporters as a result of these actions of defendants.



Using Agents To Discredit Party By Urging And  
Committing Violence In Its Name

59. Defendants and their agents placed provocateurs, operatives and informants within plaintiff Party and employed, directed or rewarded these persons to commit violence and incite others within the Party to violence for the purpose, and with the effect, of weakening the Party internally and losing it public support, including but not limited to:

A. As described in paragraph 57G, defendants and their agents, namely FBI officials, had planted William O'Neal as an informant and provocateur in the Chicago Chapter of the Party. O'Neal constantly tried to persuade Chicago Party members to resort to violence. He constructed an electric chair to be used on alleged informers (in fact, innocent Party members), but it was disassembled on orders of Fred Hampton, the Chicago Party chairman. O'Neal stockpiled dangerous weapons, including plastic explosives, and urged other Party members to participate in armed robberies and the bombing of an armory. Defendants and their agents, namely FBI officials, knew of, and approved or directed, O'Neal's actions as evidenced in an FBI internal memorandum that admits O'Neal was used "in harassing and impelling the criminal activities of the Black Panther Party locally."

B. In 1969, defendants and their agents placed an experienced undercover agent in the New Haven Chapter of the Party for the purpose of persuading and directing Party members of that Chapter to commit unlawful and irrational actions that would damage and discredit the Party. That agent accused an innocent member of the Party, Alex Rackley, of being a "police agent," and then proceeded to direct and participate in his torture-murder. The agent then turned "state's evidence" to accuse Party leaders, who had no knowledge of the murder and who deplored it, of ordering Rackley's murder. Although this agent



was convicted by a jury, the leaders he tried to implicate were not. Nonetheless, immense damage was done to the Party in terms of public reputation, finances and morale of its members and supporters. The agent spent only a brief time in prison because, on information and belief, he was placed, through the efforts of defendants and their agents, in a work-study program at an Ivy League institution of higher learning. He now holds a comfortable position at an Eastern college which, on information and belief, he also obtained through the efforts of defendants and their agents.

C. Defendants and their agents knew that plaintiff Newton opposed the use of violence except in self-defense. They also knew that he favored the building of black community power through the implementation of social and economic survival programs and close cooperation with churches and other indigenous institutions. Defendants, on information and belief, committed their financial and technical resources and personnel to support Eldridge Cleaver and his followers within the Party who openly advocated the arbitrary use of violence. Defendants supported Cleaver for the purpose, and with the effect, of weakening or destroying the Party internally and reducing its significant public support.

#### Sabotaging And Discrediting Of Constructive Party Programs

60. Defendants and their agents organized a deliberate campaign to sabotage and destroy constructive social and economic programs of the Party, including but not limited to:

A. An early successful and popular program of plaintiff Party was the provision of free, hot breakfasts to minor children in black communities throughout the United States. This program was dependent on efforts of plaintiff Party members and volunteer contributions of food and other provisions from local merchants, businessmen and churches. Finding little to criticize



about this program other than vague charges about propagandizing the participating children (which simply meant teaching them ideas defendants disliked), defendants and their agents decided to destroy the program.

B. In 1969 an alleged member of the Party residing in Sacramento, California, drew up a so-called "comic book" depicting police as caricature "pigs" for purposes of political propaganda, and sent it to the Oakland, California, headquarters of the Party for review and comment. This "comic book" was then reviewed and rejected for publication or circulation by the leadership of the Party because it was considered as not reflective of Party philosophy, too crude, and in bad taste. An agent of defendants, however, stole one of the few drafts of this proposed publication and delivered it to defendants and their agents, namely FBI officials, who added captions that advocated violence, printed thousands of copies bearing plaintiff Party's name, and circulated them throughout the country, particularly to merchants and businesses contributing to the breakfast program. Those who received these so-called comics and the media were falsely told and led to believe by defendants and their agents that the booklets were given out to children participating in the breakfast program. These misrepresentations and deceptive acts were done by defendants and their agents in order to damage the Party and the breakfast program.

C. Churches which assisted the plaintiff Party in its breakfast program were also harassed by defendants and their agents and deterred from continuing support. In 1969, for example, the San Diego office of defendants and their agents, namely FBI officials, placed telephone calls and wrote anonymous letters to the Auxiliary Bishop of the San Diego Diocese of the Catholic Church falsely claiming to be parishoners upset about Father Frank Curran's support of the breakfast program. Within



one month of these calls and other injurious actions taken by defendants and their agents, Father Curran was transferred from the San Diego Diocese to New Mexico. Defendant FBI officials and their agents reported in their internal memoranda that Father Curran had been "neutralized" and that the breakfast program in San Diego had been destroyed.

D. Another constructive program that the plaintiff Party has undertaken is the free testing of black and other subject persons for Sickle Cell Anemia. To destroy this program, which is centered in Oakland, California, defendants have urged local police in Oakland and surrounding communities to arrest for unlawful solicitation plaintiff Party members who seek street donations to the Sickle Cell program. The pressure from defendants and local police to make these arrests has been so great, and the police attitude toward plaintiffs, created largely by defendants and their agents, so hostile that, even after the San Francisco solicitation ordinance under which plaintiffs had been arrested was judicially declared unconstitutional, San Francisco police continued to arrest plaintiff Party members. In addition, defendants and their agents, on information and belief, contacted local media people and persuaded them to publish articles and broadcasts falsely attacking the legitimacy of plaintiff Party's Sickle Cell Anemia program so as to reduce contributions to the program.

E. In 1972, plaintiff Party members and leaders were instrumental in founding an independent non-profit corporation called the Educational Opportunities Corporation, Inc. (EOC). This corporation primarily sponsors a model school for approximately one-hundred and thirty-five elementary grade children in Oakland, California. Since its formation, defendants and their agents, namely FBI and IRS officials, have called upon teachers and contributors of the school to question them and deter them from having any further contact with or support for the school.



Suppressing Free Expression And Misrepresenting The Party

61. Defendants and their agents interfered with and suppressed the rights of plaintiff Party members and supporters to express their views to the public and misrepresented their true views to the public for the purpose, and with the effect, of losing the Party political and financial support, including but not limited to:

A. Colleges, universities and other institutions that invited representatives of the Party to speak and answer questions were contacted by defendants and their agents and urged to cancel the engagements. When friendly persuasion did not work, defendants and their agents telephoned anonymously to officials at these colleges, universities and other institutions and warned them of violence if plaintiff Party members were permitted to speak. In addition, defendants and their agents contacted plaintiff Party members or their families and warned them that, if they fulfilled the scheduled speaking engagements, they would be killed or injured. All of these actions were taken for the purpose, and often with the effect, of preventing Party representatives from expressing their views publicly.

B. Plaintiff Party publishes and distributes THE BLACK PANTHER, a weekly newspaper with a national circulation. Defendants and their agents have sought to suppress the publication and distribution of this newspaper by sabotaging its offices, destroying numerous shipments of the paper, vandalizing racks carrying the paper, instigating arrests of street vendors of the newspaper, and pressuring commercial airlines that transport the paper nationally to charge a higher rate than that normally charged other organizations shipping similar printed matter. Defendants and their agents also persuaded the Postal Service to charge the plaintiff Party a higher postage rate for mailing paid subscriptions than that normally charged similar publications. Defendants and their agents, namely IRS officials,



served summonses on banks seeking information about the Party and its paper for the purpose of destroying the publication and circulation of THE BLACK PANTHER.

C. Defendants and their agents compiled information containing half-truths and out-right fabrications and disseminated this information to friendly sources within local radio and television stations and newspapers throughout the country so that false and harmful stories about the Party, its leaders and activities would be conveyed to the public. At the same time, defendants and their agents have, on information and belief, urged the media to discourage the printing, publishing or dissemination of true information about positive programs and activities that the Party has been engaged in since its inception.

D. When plaintiff Party leaders have been scheduled to appear for public speaking or on television radio broadcasts, defendants and their agents have provided false information, or privileged but embarrassing information gained by unlawful means, to hecklers, callers-in and, in some instances, "friendly" media sources so that the Party would be discredited with the public and its supporters.

E. Defendants and their agents instigated the arrest of former Chicago Party leader Fred Hampton when he was about to appear on a local television program. The arrest was intended to, and did, embarrass, humiliate and discredit the plaintiff Party with the public and its supporters.

#### Other Harassment Of Members And Supporters

62. Defendants and their agents have engaged in a wide variety of actions beyond those categorized and set forth above. All of these actions have been and are maliciously, unlawfully and intentionally undertaken pursuant to a systematic plan and goal of destroying the Party and injuring its members



and supporters. These actions by defendants and their agents include, but are not limited to:

A. Informing or contacting businesses and persons with whom plaintiffs and plaintiff Party's members and supporters were employed or had an economic relationship about their political views and activities for the purpose and with the effect of damaging their economic interests.

B. Informing family or other persons associated with plaintiffs and plaintiff Party's members and supporters of allegedly immoral activity in order to disrupt and injure them in these relationships.

C. Destroying the personal and real property of plaintiffs and plaintiff Party's members and supporters.

D. Making plaintiff Party's supporters falsely appear to be hostile to the Party by "leaking" to the Party forged documents bearing a supporter's signature and attacking or ridiculing the Party.

E. Sending or "leaking" forged documents or false information to plaintiff Party's supporters that cause them to fear for their lives or safety because the documents or information falsely threaten them in the name of plaintiff Party.

F. Calling upon plaintiffs and plaintiff Party's members and supporters and questioning them about their activities and those of other members and supporters for the purpose of "chilling" plaintiffs' right to free expression and association.

G. Placing plaintiffs and plaintiff Party's members and supporters under physical surveillance, opening their mail, eavesdropping on their conversations and committing other acts in violation of their rights to associational privacy.

H. Wiretapping and otherwise intercepting the oral communications of plaintiffs and plaintiff Party's members and supporters without legal authorization and disclosing and using the contents of the intercepted communications.



63. All of the acts complained of herein were committed by defendants and their agents, individually and in concert, and were done willfully, intentionally, maliciously, in bad faith and with a knowing and reckless disregard of plaintiffs' constitutional rights. The acts of defendants and their agents were undertaken for the unlawful purpose, and with the effect, of punishing, harassing and burdening plaintiffs because their political beliefs, activities and associations were and are opposed by defendants. The conduct of the defendants and agents has caused grave and substantial damage to plaintiffs and plaintiff Party's members and supporters entitling them to damages against the defendants and their agents.

#### CLAIMS

##### First Claim

64. As alleged in paragraphs 52 through 63, the actions of defendants and their agents ~~violated and continue to violate~~ the First Amendment rights to freedom of expression and association of plaintiffs, plaintiff Party's members and supporters, and the classes they represent.

##### Second Claim

65. As alleged in paragraphs 52 through 63, the actions of defendants and their agents in using their investigatory, law enforcement and other official powers to retaliate selectively and discriminatorily against and to punish plaintiffs, plaintiff Party's members and supporters, and the classes they represent for their political beliefs, expressions and associations, violates their rights to due process and equal protection of the law as guaranteed by the Fifth Amendment to the United States Constitution.



Third Claim

66. As alleged in paragraphs 52 through 63, defendants and their agents violated and continued to violate the Fourth, Fifth and Ninth Amendment rights of the plaintiffs, plaintiff Party's members and supporters and the classes they represent to be free from unreasonable governmental invasions and abridgements of their personal and associational privacy.

Fourth Claim

67. As alleged in paragraphs 52 through 63, the actions of defendants and their agents constitute a conspiracy to deprive plaintiffs, plaintiff Party's members and supporters, and the classes they represent of the equal protection of the law in violation of 42 U.S.C. 1985.

Fifth Claim

68. As alleged in paragraphs 52 through 63, the acts of defendants and their agents in conspiring to discriminate and in discriminating against plaintiffs, plaintiff Party's members and supporters, and the classes they represent with respect to use of the mails violates 39 U.S.C. 403 which prohibits any undue or reasonable discrimination among users of the mails.

Sixth Claim

69. As alleged in paragraphs 52 through 63, the actions of defendants and their agents who were CIA officials and the other defendants and their agents who knowingly conspired with them, violate 50 U.S.C. 403 which prohibits the CIA from exercising any law enforcement powers or internal security functions.

Seventh Claim

70. As alleged in paragraphs 52 through 63, the acts of defendants and their agents in conspiring to examine and investigate the finances and associations of plaintiffs, plaintiff Party's



members and supporters, and the classes they represent were unnecessary to any legitimate tax purposes and in violation of 26 U.S.C. 7605(b).

71. As alleged in paragraphs 52 through 63, defendants and their agents violated and continue to violate the Fourth Amendment, 18 U.S.C. 2510-2520, and 47 U.S.C. 605 by wiretapping and otherwise intercepting, without legal authorization, the oral communications of plaintiffs, plaintiff Party's members and supporters, and the classes they represent, and by disclosing and using the contents of the intercepted communications.

72. Plaintiffs, plaintiff Party's members and supporters and the classes they represent have suffered and will continue to suffer deprivation of their constitutional and statutory rights unless granted the relief prayed for in this complaint. They have no plain, adequate or complete remedy at law against the policies and practices of defendants and their agents. Injunctive and declaratory relief are necessary in order to adequately protect their rights.

#### RELIEF

WHEREFORE, plaintiffs pray that this Court:

1. Declare, pursuant to 28 U.S.C. 2201-2202, that defendants and their agents conspired to and have acted in violation of the constitutional and statutory provisions cited above in subjecting plaintiffs, plaintiff Party's members and supporters, and the classes they represent to injury because of their political beliefs, expressions and association, including inter alia by placing them under surveillance, intercepting and opening their mail, wiretapping and otherwise intercepting their oral communications and disclosing and using the contents of these communications, instigating their arrest, interrogating them, their families and associates, misrepresenting their views to others, forging their



names and identities to threatening and other documents, committing harmful acts to persons and property and falsely attributing those acts to them, inciting them to violence, interfering with plaintiff Party's community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging their rights to freedom of expression and association, damaging their property and causing them physical harm and emotional distress;

2. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants, their agents, employees, and successors from conspiring to subject, and subjecting plaintiffs, plaintiff Party's members and supporters and the classes they represent, to injury because of their political beliefs, expression and association including, inter alia, by placing them under surveillance, intercepting and opening their mail, wiretapping and otherwise intercepting their oral communications and disclosing and using the contents of those communications, instigating their arrest, interrogating them, their families and associates, misrepresenting their views to others, forging their names and identities to threatening and other documents, committing harmful acts to persons and property and falsely attributing those acts to them, inciting them to violence, interfering with plaintiff Party's community programs, suppressing and interfering with the printing, circulation and distribution of plaintiff Party's newspaper and other literature, interfering with and abridging their rights to freedom of expression and association, damaging their property and causing them physical harm and emotional distress;

3. Grant appropriate equitable relief in the form of a preliminary and permanent injunction restraining defendants and their agents, employees, and successors from destroying any of the files, memoranda, tapes, film, photographs, documents,



or other materials relevant to past and present actions of defendants and their agents against plaintiffs, plaintiff Party's members and supporters, and the classes they represent until this litigation is ultimately resolved;

4. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown damages in excess of \$50,000,000, the precise amount to be ascertained upon trial, for repeated and continuous violations of their constitutional and statutory rights and to hold the defendants jointly and severally liable for such damages;

5. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown punitive damages of \$50,000,000, to be apportioned against each of the defendants;

6. Award plaintiffs costs, including reasonable attorneys' fees, for the prosecution of this action;

7. Award plaintiffs Black Panther Party, Huey P. Newton, and Elaine Brown actual damages, liquidated damages, punitive damages and attorneys' fees and other litigation costs as provided in 18 U.S.C. 2520; and

8. Grant such other relief as the Court may deem just and proper.

Respectfully submitted,

BRUCE J. TERRIS  
1526 18th Street, NW  
Washington, DC 20036  
(202) 332-1882

FRED J. Hiestand  
COPPELMAN & Hiestand  
Claremont Hotel, Suite 217  
Berkeley, CA 94705  
(415) 849-4041

Attorneys for Plaintiffs

CHARLES R. GARRY  
1256 Market Street  
San Francisco, CA 94102  
(415) 864-3131

March 30, 1977

Of counsel



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b7c

Assistant Attorney General  
Civil Division

Attention: [REDACTED]

Assistant Director - Legal Counsel  
Federal Bureau of Investigation

July 7, 1977

1 - [REDACTED]  
Attn: [REDACTED]  
1 - Mr. Mintz  
1 - Civil Litigation Unit

BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.

(U.S.D.C., D.C.)

CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93

BY 9803 CAS/KFA

#340,770

Reference is made to a conversation on July 5, 1977, with [REDACTED] of your office and Special Agent (SA) [REDACTED] of this Bureau's Legal Counsel Division.

[REDACTED] requested that an affidavit be prepared by this Bureau setting forth an estimate as to the number of pages of documents falling with Plaintiffs' discovery request. Enclosed are an original and one copy of an affidavit executed by SA [REDACTED] of this Bureau's Special Investigative Division.

Enclosures (2)

REC-71

62-117842-86

NOTE: Based on memorandum from Legal Counsel to the Associate Director dated 6/29/77.

MFK:ljd  
(6)

APPROVED: [REDACTED]

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
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Legal Coun. \_\_\_\_\_  
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Adm. Serv. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

53 JUL 22 1977

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Enc. 1 Hand delivered  
To [REDACTED]  
By SA [REDACTED]  
7/17/77

FBI/DOJ



TELETYPE

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IMMEDIATE

EFTO

1 -   
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1 - Mr. Mintz (Attn:   
(route thru for review) 7-6-77

FM DIRECTOR (62-117442)

TO ALL OFFICES AND ALL LEGATS (IMMEDIATE)

BT

EFTO

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.) 4200367

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 7/7/82 BY SP8 BT/dd

REBUAIRTEL TO ALBANY DATED FEBRUARY 1977, ADVISED THAT CAPTIONED

CIVIL ACTION WAS FILED BY THE BLACK PANTHER PARTY (BPP) IN U.S. DISTRICT

COURT, DISTRICT OF COLUMBIA, ON DECEMBER 1, 1976, AGAINST DIRECTOR

KELLEY AND OTHER DEFENDANTS. IN ACCORDANCE WITH INSTRUCTIONS, EACH

OFFICE SUBMITTED A LIST TO FBIHQ OF ALL FILES AND REFERENCES RELATING TO

PLAINTIFFS AND PLAINTIFF ORGANIZATION.

REC-105 62-117442-87

PLAINTIFFS HAVE NOW SERVED A BROAD DISCOVERY REQUEST ON DEFENDANTS

WHICH THE COURT HAS ORDERED COMPLETED BY SEPTEMBER 25, 1977. THE

DEPARTMENTAL ATTORNEY HANDLING THIS SUIT REQUESTED THAT THE FBI PREPARE

AN ESTIMATE OF THE NUMBER OF PAGES OF DOCUMENTS INVOLVED IN THIS REQUEST

AS WELL AS THE NUMBER OF MANHOURS NECESSARY TO REVIEW DOCUMENTS PRIOR TO

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

WDB:rsm/jml (10)

NOTE: BPP filed civil suit in U.S. District Court, Washington, D.C. 12-1-76, against Bureau and other agencies and officials. Court ordered discovery to be completed by 9-25-77. In order to request court for an extension of time, field being instructed to furnish estimated number of pages of files and subfiles in each office regarding BPP and ten named plaintiffs. Buded set 7-8-77 in order to correlate responses and furnish results to Legal Counsel Division for submission to court by 7-15-77.

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_

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56 JUL 20 1977

COMMUNICATIONS SECTION

JUL 6 1977  
TELETYPE



PAGE TWO TO ALL OFFICES AND LEGATS, IMMEDIATE (62-117442)

DISCLOSURE. THE CIVIL DIVISION OF THE DEPARTMENT OF JUSTICE IS AWARE OF THE PROBLEMS INVOLVED IN DISCOVERY REQUEST OF THIS MAGNITUDE AND WILL ASK THE COURT FOR AN EXTENSION OF TIME IN ORDER TO COMPLY. TO SUPPORT REQUEST FOR AN EXTENSION, DEPARTMENTAL ATTORNEY WILL ASK THE COURT TO PERMIT PRODUCTION OF DOCUMENTS IN TWO PHASES. THE FIRST PHASE WILL REQUIRE PRODUCTION OF ALL DOCUMENTS DATED AFTER JULY 1, 1974. THE SECOND PHASE WILL REQUIRE PRODUCTION OF ALL DOCUMENTS DATED PRIOR TO JULY 1, 1974.

EACH RECIPIENT IS REQUESTED TO REVIEW THEIR RESPONSE TO REBUAIRTEL AND TO COMPILE AN ESTIMATE OF THE NUMBER OF PAGES CONTAINED IN FILES AND SUBFILES LISTED IN THAT RESPONSE. SINCE MANY OF THESE FILES AND SUBFILES ARE MULTI-VOLUME, PAGE-BY-PAGE ACCOUNTING IS NOT FEASIBLE NOR REQUIRED. EACH RECIPIENT SHOULD COMPUTE THE NUMBER OF PAGES BY MEASURING THICKNESS OF FILES AND SUBFILES PRIOR TO AND AFTER JULY 1, 1974, AND FURNISH ESTIMATED NUMBER OF PAGES USING A STANDARD BASE OF 200 PAGES PER INCH.

INFORMATION SHOULD BE SET FORTH IN THE FOLLOWING FORMAT AND FURNISHED TO THE BUREAU BY JULY 8, 1977.



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PAGE THREE TO ALL OFFICES AND LEGATS, IMMEDIATE (62-117442)

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974,

PRIOR TO

PLAINTIFF

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY - MAIN & SUB FILES

HUEY P. NEWTON - MAIN & SUB FILES

[REDACTED] - MAIN & SUB FILES

[REDACTED] - MAIN & SUB FILES

[REDACTED] - MAIN & SUB FILES

[REDACTED] - MAIN & SUB FILES

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JOHN GEORGE - MAIN & SUB FILES

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[REDACTED] - MAIN & SUB FILES

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FM CINCINNATI (100-22417) (RUC)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,

D.C. CIVIL ACTION FILE NUMBER 76-2205 BUDED: JULY 8, 1977.

RE BUREAU TEL TO ALL SAC'S, JULY 6, 1977, AND BUREAU  
AIRTEL TO ALBANY, FEBRUARY 8, 1977.

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974, PRIOR TO

PLAINTIFF

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY - MAIN & SUB FILES 220

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HUEY P. NEWTON - MAIN & SUB FILES

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- MAIN & SUB FILES

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DATE 7/7/82 BY SP8 BTJ/dd  
9/9/93 9803 RDD/KFA H340,770

Assoc. Dir. \_\_\_\_\_  
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Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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EX-114

REC-42

62-117442-88

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JOHN GEORGE - MAIN & SUB FILES	Ø	Ø
[REDACTED] - MAIN & SUB FILES	Ø	Ø
[REDACTED] - MAIN & SUB FILES	Ø	Ø
[REDACTED] - MAIN & SUB FILES	Ø	Ø

BT



## memorandum

DATE: 6/23/77

REPLY TO  
ATTN OF:

SAC, DETROIT (62-5248)

SUBJECT:

THE BLACK PANTHER PARTY,  
ET AL, Versus  
EDWARD LEVI,  
ET AL  
(U.S. DISTRICT COURT, O.C.)  
CIVIL ACTION FILE NUMBER 76-2205

b6  
b7C

To: DIRECTOR, FBI

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RDD/KSA

Re Bureau airtel to Detroit, 2/8/77.

The Detroit Division possesses the following  
on the plaintiffs and plaintiff organization:

BLACK PANTHER PARTY - NEWTON FACTION  
BU File 105-165706 Sub 15  
DE File 157-3075:

41 volumes of 3324 serials  
12 sub sections of 1773 serials  
1 bulky exhibit and no enclosures

HUEY P. NEWTON  
BU File 105-165429  
DE File 157-4104:

Two volumes consisting of 157 serials  
3 bulky exhibits and no enclosures  
21 individual references

BU File - unknown  
DE File - none:

No sections  
No sub files  
3 individual references  
No bulky exhibits or enclosures

REC-70

62-117442-89

2 JUN 27 1977

② - Bureau  
2 - Detroit  
RWM/njw  
(4)

244  
100 7338



57 JUL 2 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



DE 62-5248

b6  
b7c

[REDACTED]  
BU File - unknown  
DE File - none:

No sections  
No sub files  
6 individual references  
No bulky exhibits or enclosures

[REDACTED]  
Detroit has no files or references on these plaintiffs.

[REDACTED]  
BU File - unknown  
DE File - none:

No sections  
No sub files  
3 references  
No bulky exhibits or enclosures

[REDACTED]  
BU File - unknown  
DE File - none:

No sections  
No sub files  
5 references  
No bulky exhibits or enclosures

JOHN GEORGE  
BU File - unknown  
DE File - none:

No sections  
No sub files  
No references



DE 62-5248

b6  
b7C



BU File - unknown  
DE File - none:

No sections  
No sub files  
2 references  
No bulky exhibits or enclosures



UNITED STATES GOVERNMENT

# Memorandum

TO : The Associate Director

DATE: 6/29/77

FROM : Legal Counsel

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED # 340,770  
DATE 9/7/93 BY 98032001KEA

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D. C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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PURPOSE: To request that Legal Counsel Division (LCD) be furnished an estimate of the number of pages falling within the plaintiffs' request for production of documents, and an estimate of the amount of time and man-hours required to complete discovery, and to review pertinent files preparatory to answering the Complaint.

SYNOPSIS: Captioned lawsuit was filed in the U.S.D.C., D.C., on 12/1/76, alleging conspiracy on the part of certain high level Government officials to ruin the Black Panther Party (BPP) politically and financially. Plaintiffs have served a broad discovery request upon the defendants which the Court has ordered completed by 9/25/77. The Departmental Attorney handling this suit has requested that the FBI prepare an estimate of the number of pages of documents involved in this request, as well as the number of man-hours necessary to prepare them for disclosure. The Departmental Attorney has requested that all documents relating to this discovery request dated after 1/1/74, be immediately prepared for disclosure.

RECOMMENDATIONS: 1. That Special Investigative Division (SID) furnish the LCD with an estimate of the number of pages of documents in both the pre 1/1/74, AUG 30 1977

Enclosures

- 1 - [ ] Encs. (4)  
1 - [ ] Encs. (4)  
1 - Mr. Mintz  
1 - Civ. Lit. Unit - Encs. (4)

MFK:lab  
(5)

APPROVED: \_\_\_\_\_  
Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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5010-110

56 SE Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Legal Counsel to The Associate Director  
Re: BLACK PANTHER PARTY, et al., v. EDWARD LEVI, et al.

and post 1/1/74, categories falling within plaintiffs' discovery request. This calculation will involve FBI Headquarters, Field Office and Legat files.

APPROVED: \_\_\_\_\_

Director _____	Adm. Serv. _____	Legal Coun. <u>m/jef</u>
Assoc. Dir. _____	Crim. Inv. <u>m/jef</u>	Plan. & Insp. _____
Dep. AD Adm. _____	Fin. & Pers. _____	Rec. Mgmt. _____
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	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

m

2. That SID furnish the LCD with an estimate of the time and man-hours required to prepare the documents for disclosure in the above two categories.

APPROVED: \_\_\_\_\_

Director _____	Adm. Serv. _____	Legal Coun. <u>m/jef</u>
Assoc. Dir. _____	Crim. Inv. <u>m/jef</u>	Plan. & Insp. _____
Dep. AD Adm. _____	Fin. & Pers. _____	Rec. Mgmt. _____
Dep. AD Inv. _____	Ident. _____	Spec. Inv. <u>q</u>
	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

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3. That SID immediately start preparing for disclosure all documents in FBI Headquarters, Field Office and Legats falling within the post 1/1/74, category.

APPROVED: \_\_\_\_\_

Director _____	Adm. Serv. _____	Legal Coun. <u>m/jef</u>
Assoc. Dir. _____	Crim. Inv. <u>m/jef</u>	Plan. & Insp. _____
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	Laboratory _____	Training _____
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Legal Counsel to The Associate Director  
Re: BLACK PANTHER PARTY, et al., v. EDWARD LEVI, et al.

DETAILS: Captioned lawsuit was filed in the U.S.D.C., D.C., on 12/1/76. The Amended Complaint, copy attached, alleges that defendants conspired to achieve destruction of the BPP by means of a concerted plan conceived and implemented since 1967 to ruin the BPP politically and financially. Plaintiffs seek equitable relief, general and punitive damages, and statutory damages for electronic interception provided in Title 18, Section 2520, United States Code.

Departmental representation has been extended to Director Kelley in his official and individual capacities and to Messrs. [redacted] and William Sullivan, formerly of this Bureau, in their official capacities. However, to date, the Civil Division has not notified us whether Departmental representation will be afforded Messrs. [redacted] and Sullivan in their individual capacities.

In connection with this lawsuit, plaintiffs have served upon the defendants a broad discovery request. In plaintiffs' Second Request for Production and Copying of Documents, copy attached, plaintiffs request, inter alia, the production of all documents in FBI Headquarters and Field Office files relating to Black Nationalist COINTELPRO activities; all documents "captioned" or "indexed" under the Black Panthers or Black Panther Party or any of its officers, members, supporters, contributors or associates; all documents "captioned" or "indexed" under the names of 168 named individuals; all documents relating to entries, surreptitious entries and electronic surveillances of the BPP by defendants and their agents; all documents furnished the Church Committee relating to the BPP and all documents furnished plaintiffs in the lawsuits entitled Brewer v. City of Chicago (now consolidated into IBERIA HAMPTON, et al., v. CITY OF CHICAGO, et al. U.S.D.C., N.D. ILL., CIVIL ACTION NO. 76-C-1384), and Dellinger v. Mitchell, U.S.D.C., D.C., Civil Action No. 1768-69.

By memorandum dated 6/10/77, copy attached, the Civil Division advised that the Court has ordered that the above discovery be completed by 9/25/77. The Civil Division is aware of the problems involved in a discovery request of this magnitude and will ask the Court for an extension of time in which to comply. To support this request for an extension



Legal Counsel to The Associate Director

Re: BLACK PANTHER PARTY, et al., v. EDWARD LEVI, et al.

of time, they have asked that we furnish them with an estimate of the number of pages of documents involved in this discovery request and the time required to produce the documents. Specifically, the Civil Division will ask the Court to allow production to be divided into two phases. The first phase will require the production of all documents dated after 1/1/74, and the second phase will require production of all documents dated prior to that date. Accordingly, the Civil Division has recommended to us that we immediately compile an estimate of the number of pages and of the time and man-hours required to produce the necessary documents in both the pre 1/1/74, and post 1/1/74, categories. Additionally, they have requested that we immediately start preparing all post 1/1/74, documents for disclosure. By memorandum from Legal Counsel to the Assistant Director, Intelligence Division, dated 3/2/77, entitled Valeria Kasanicky, et al., v. Clarence M. Kelley, et al., U.S.D.C., D.C., Civil Action File No. 75-0055, copy attached, the guidelines for excising documents to be produced pursuant to Court Ordered discovery are outlined.

The Government has not prevailed in their efforts to have this suit dismissed; however, both this Bureau and the Civil Division will continue to urge for a narrowing of plaintiffs' discovery request. This matter has been coordinated with George Lex, Unit Chief, Special Project Review Unit.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☒ CLEAR

Date 6/15/77

TO: DIRECTOR, FBI  
 (ATTN: LEGAL COUNSEL DIVISION, CIVIL LITIGATION UNIT)

FROM: SAC, SAN FRANCISCO (62-7035) (RUC)

SUBJECT: THE BLACK PANTHER PARTY,  
 ET AL,  
 v. EDWARD LEVI, ET AL,  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED #340770  
 DATE 9/7/93 BY 9803 RDD/KKA

b6  
 b7C

Re Bureau airtel to San Francisco, 5/24/77.

Enclosed herewith are six copies of an LHM prepared by SA [ ] who reviewed pertinent files.

It is noted that SA [ ] is the Agent referred to in enclosed LHM, who made contact with an individual who identified herself as [ ] in April, 1977, and who attempted further contacts with [ ] re fugitive investigation. Information in enclosed LHM was obtained through file review and through personal contact with SA [ ] and other appropriate Agents.

It is noted that the fugitive investigation conducted by SA [ ] was conducted at the request of the Los Angeles Division, based in part on information from a confidential source which information indicated that [ ] could be expected to cooperate in the fugitive matter.

1 Xerox (alt)  
 + 1 cc of LHM 4440

2 - Bureau (Enc. 6)  
 3 - San Francisco  
 (1 - 62-7035)  
 (1 - 157-1204)  
 (1 - 157-3690)

RLW/dlw

ENCLOSURE  
 3-2

JUN 18 1977

LEGAL COUNSEL

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_

70 JUL 1977





UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

San Francisco, California

In Reply, Please Refer to  
File No.

June 15, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/9/93 BY 9803200/KFA

THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

b6  
b7C

A review of pertinent files in the San Francisco Office, Federal Bureau of Investigation (FBI), as well as personal contact with appropriate Agent personnel of the San Francisco Office, determined the following regarding investigations of the Black Panther Party (BPP) generally and Elaine Brown specifically:

Prior to January 10, 1977, investigation of the BPP and some members of that organization was conducted by Agents of the San Francisco Office, FBI, in connection with reported acts of violence for the purpose of overthrowing the United States Government. During 1975 and 1976, such investigation included some inquiry regarding the activities of [redacted] who, during the above period, held herself out as a member and leader of that organization.

By letter dated December 21, 1976, the Attorney General of the United States instructed the Director of the FBI to terminate the "Full Domestic Security Investigation of the Black Panther Party" and to "terminate any investigation of individuals based solely upon their affiliation with the Black Panther Party".

By communication dated January 5, 1977, the Director of the FBI instructed the San Francisco Field Office, as well as other field offices, to close all investigation "of the BPP or members of the BPP based on their association with the BPP".

In accordance with said instructions, no investigation was conducted of the BPP or of BPP members based solely on their association with the BPP by Agents of the San Francisco Field Office subsequent to receipt

See Serial 90X for Amended LHM.  
Cons./mng. 8/24/77

ENCLOSURE



THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

b6  
b7c

of the above instructions on January 10, 1977. Specifically, no investigation was conducted regarding [redacted] based on her association with the BPP subsequent to January 10, 1977. No contacts with Brown or other BPP members or associates were made or attempted for any reason by Agents of the San Francisco Office subsequent to January 10, 1977 at [redacted]

[redacted] Several contacts were attempted, and one contact was made, with an individual who identified herself as [redacted] in April, 1977. at [redacted] by an Agent conducting an independent fugitive investigation. Details are set forth below.

On April 11, 1977, an individual who identified herself as [redacted] was contacted outside the door of [redacted]

[redacted] by an Agent of the San Francisco Field Office. The purpose of the contact was to attempt to obtain any pertinent information regarding the location of federal fugitives [redacted]

[redacted] both of whom were being sought for violation of Title 18, United States Code, Section 1073, Unlawful Flight to Avoid Prosecution - Murder. The contacting Agent informed the above individual, who identified herself as [redacted] of the FBI's interest in said fugitives. The Agent further suggested that the BPP should have an interest in locating the two fugitives since the latter were wanted for the murders of two BPP members. The Agent further informed the female who identified herself as [redacted] that any information provided by her or any members of her organization would be treated in a confidential manner. Said female acknowledged that she was acquainted with both fugitives. However, she stated she would make no comment concerning the matter until she had an opportunity to confer with her lawyer. The Agent suggested to said female that she advise him of the decision resulting from the conference with her lawyer so that the Agent would not have to bother her to find this out. The female stated she would contact the Agent and advise him of the decision. Subsequently, upon



THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

b6  
b7C

receiving no word from the above female who had identified herself as [REDACTED] the above Agent made several attempts to contact [REDACTED]

At least one message was left with the security guard at the above address requesting [REDACTED] to contact the Agent. No contact was made and no response was received to any message left by the Agent. Subsequently, all efforts were discontinued to contact [REDACTED]

[REDACTED] It is noted that no efforts were made to contact Brown at any location other than [REDACTED]

[REDACTED] in connection with the fugitive investigation.



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI  
(ATTN: LEGAL COUNSEL DIVISION, CIVIL LITIGATION UNIT)

DATE: 7/6/77

FROM : SAC, SAN FRANCISCO (62-7035) (RUC)

SUBJECT: THE BLACK PANTHER PARTY;  
ET AL  
V. EDWARD LEVI  
ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803RDD/KGA

b6  
b7C

Re Bureau airtel to San Francisco, dated  
5/24/77; San Francisco airtel to Bureau, dated 6/15/77.

Enclosed herewith per request of [redacted]  
[redacted] are 6 copies of an amended LHM prepared by  
SA [redacted] who reviewed pertinent files.

- 2 - Bureau (Encl. 6)  
3 - San Francisco  
(1-157-1204)  
(1-157-3690)

RLW/jmr  
(5)

ENCLOSURE

62-117442-90X

RECORDED  
JUL 13 1977

LEGAL COUNSEL



1-cc LHM  
1-cc LHM 7338  
5 SEP 9 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan





UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to  
File No.

San Francisco, California

July 6, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RNL/KFA

b6  
b7C

THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

A review of pertinent files in the San Francisco Office, Federal Bureau of Investigation (FBI), as well as personal contact with appropriate Agent personnel of the San Francisco Office, determined the following regarding investigations of the Black Panther Party (BPP) generally and [redacted] specifically:

Prior to January 10, 1977, investigation of the BPP and some members of that organization was conducted by Agents of the San Francisco Office, FBI, in connection with reported acts of violence for the purpose of overthrowing the United States Government. During 1975 and 1976, such investigation included some inquiry regarding the activities of [redacted] who, during the above period, held herself out as a member and leader of that organization. From August, 1975 through July, 1976, an Agent of the San Francisco Office, FBI, did obtain and collect information as to the names and license numbers of visitors and guests who came to [redacted] residence, [redacted]

[redacted] The practice of obtaining said information was discontinued in July, 1976.

By letter dated December 21, 1976, the Attorney General of the United States instructed the Director of the FBI to terminate the "Full Domestic Security Investigation of the Black Panther Party" and to "terminate any investigation of individuals based solely upon their affiliation with the Black Panther Party".

By communication dated January 5, 1977, the Director of the FBI instructed the San Francisco Field Office, as well as other field offices, to close all investigation "of the BPP or members of the BPP based on their association with the BPP".

In accordance with said instructions, no investigation was conducted of the BPP or of BPP members based solely on their association with the BPP by Agents of the San Francisco Field Office subsequent to receipt of the above

62-117442-90X

ENCLOSURE

This is Amended LHM For Ser. 90.  
Cons./mmj. 8/24/77



THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

b6  
b7c

instructions on January 10, 1977. Specifically, no investigation was conducted regarding [redacted] based on her association with the BPP subsequent to January 10, 1977. No contacts with [redacted] or other BPP members or associates were made or attempted for any reason by Agents of the San Francisco Office subsequent to January 10, 1977, at [redacted]

[redacted] Several contacts were attempted, and one contact was made, with an individual who identified herself as [redacted] in April, 1977, at [redacted] by an Agent conducting an independent fugitive investigation. Details are set forth below.

On April 11, 1977, an individual who identified herself as [redacted] was contacted outside the door of [redacted]

[redacted] by an Agent of the San Francisco Field Office. The purpose of the contact was to attempt to obtain any pertinent information regarding the location of federal fugitives [redacted]

[redacted] both of whom were being sought for violation of Title 18, United States Code, Section 1073, Unlawful Flight to Avoid Prosecution - Murder. The contacting Agent informed the above individual who identified herself as [redacted] of the FBI's interest in said fugitives. The Agent further suggested that the BPP should have an interest in locating the two fugitives since the latter were wanted for the murders of two BPP members. The Agent further informed said female that any information provided by her or any members of her organization would be treated in a confidential manner. Said female acknowledged that she was acquainted with both fugitives. However, she stated she would make no comment concerning the matter until she had an opportunity to confer with her lawyer. The Agent suggested to said female that she advise him of the decision resulting from the conference with her lawyer so that the Agent would not have to bother her to find this out. The female stated she would contact the Agent and advise him of the decision. Subsequently, upon



THE BLACK PANTHER PARTY, v.  
EDWARD LEVI, (U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

b6  
b7C

receiving no word from the above female who had identified herself as [REDACTED] the above Agent made several attempts to contact [REDACTED]. At least one message was left with the security guard at the above address requesting [REDACTED] to contact the Agent. No contact was made and no response was received to any message left by the Agent. Subsequently, all efforts were discontinued to contact [REDACTED]. [REDACTED] It is noted that no efforts were made to contact [REDACTED] at any location other than [REDACTED] [REDACTED] in connection with the fugitive investigation.



OUTSIDE SOURCE

BAB. [redacted]

dak

b2  
b6  
b7C

JUL 19 1977

Mr. William C. Sullivan  
[redacted]

*FBI*  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803RNO/KFA

Dear Mr. Sullivan:

Pursuant to the recommendation of William Nelson, made after interviews with you and others in the matter of Black Panther Party, et al. v. Levi, et al., USDC D.C., Civil Action No. 76-2205, it has been determined that private counsel should be retained, at government expense, to represent your interests.

Enclosed is a copy of a Motion of Defendants' for Extension of Time to Respond to Amended Complaint filed in the above referenced case by this office. If the Court grants this motion, you will have until August 11, 1977, to respond to the Amended Complaint. We ask that you contact [redacted] of this office immediately at [redacted] with regard to the retention of an attorney who will represent you in this case.

Very truly yours,

BARBARA ALLEN BABCOCK  
Assistant Attorney General

cc: Mr. Clarence M. Kelley  
Director, Federal Bureau  
of Investigation  
Attn: Legal Counsel

REC 44

ST-116

25  
2 JUL 20 1977

b6  
b7C



7338

*mdt*  
11- LEGAL COUNSEL

56 AUG 4 1977

PERS. REC. UNIT

EXP. PROC.  
33 JUL 20 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/25/77

b6  
b7c

TO: DIRECTOR, FBI (62-117442)  
 FROM: SAC, PHILADELPHIA (62-3914) (P)  
 SUBJECT: BLACK PANTHER PARTY,  
 ET AL V. LEVI ET AL  
 (U.S. DISTRICT COURT,  
 DISTRICT OF COLUMBIA);  
 CIVIL ACTION #76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED #340,770  
 DATE 9/7/93 BY 9803 RDD/KFA

Re Bureau airtel to Albany, 7/19/77.

UACB, Philadelphia is considering the Black Panther Party to be the Black Panther Party ~~Cleaver~~ <sup>Newton</sup> Faction (Bureau file 105-165756-37) and not the Black Panther Party-Cleaver Faction (Bureau file 157-22627). For purposes of referenced airtel, Philadelphia is reviewing only Black Panther Party Newton Faction files.

REC-73 62-117442-93

8/3  
 2 JUL 26 1977

2- Bureau (62-117442)  
 2- Philadelphia (62-3914)

CAT/nmn  
 (4)

7358

LEGAL COUNSEL

One CC-3852

476

Approved: *[Signature]*

54 AUG 8 1977

Transmitted

(Number)

(Time)

Per



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

AIRTEL

b6  
b7c

Date 7/25/77

TO: DIRECTOR, FBI (62-117442)  
(ATTN: SA [redacted] Special Investigation Division)

FROM: SAC, ALBUQUERQUE (100-3255) RUC

SUBJECT: BLACK PANTHER PARTY, et al, v.  
EDWARD LEVI, et al  
U.S.D.C., District of Columbia  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803RDD/KSA

ReBuairtel to Albany, 7/19/77.

Enclosed are two copies each of the following serials  
from Albuquerque File 100-3255:

493  
494  
495  
496  
497  
498  
499  
500  
501  
502  
503  
504  
505  
506  
507  
508  
509  
510  
511

(Serial 498 is newspaper clipping which is not enclosed)

(Serials 500, 501, 502, 503, 504 and 505 are newspaper  
clippings which are not enclosed)

REC-93

EX-131

AUG 3 1977

All serials prior to Serial 4  
ENCLOSURE

2 - Bureau (Enc. 416 pages)  
1 - Albuquerque  
JJD:mcc  
(3)

Encl & lcc - 3852

NAME CHECK

54 AUG 10 1977

Transmitted

(Number)

(Time)

Per



AQ 100-3255

b6  
b7C

From Albuquerque File 157-400, enclosed are two copies each of Serials 81 through 113, which consist of 164 pages. It is noted Serials 100 through 105 are comprised of New York Report dated 1/20/75.

Albuquerque File 100-3255, entitled  is comprised of one serial which is a newspaper clipping which is not being enclosed.

The above enclosed serials consist of 208 pages, and at two copies each there is a total of 416 pages enclosed.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/26/77

TO:

DIRECTOR, FBI (62-117442)  
 ATTENTION: SA [REDACTED]

b6  
 b7C

## SPECIAL INVESTIGATIVE DIVISION

FROM: SAC, SAN JUAN (157-70) (RUC)

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED #340,770  
 DATE 9/2/93 BY 9803 RDD/SSA

SUBJECT: THE BLACK PANTHER PARTY,  
ET AL, VERSUS  
EDWARD LEVI, ET AL,  
(U. S. DISTRICT COURT, D. C.)  
CIVIL ACTION FILE NUMBER 76-2205

GENERAL

Re Bureau airtel to SAC, Albany dated 7/19/77.

In accordance with instructions contained in referenced Bureau airtel, a full review of San Juan files as provided in San Juan airtel to Director 3/1/77 was conducted on 7/26/77.

Enclosed are two copies each of all serials originated by this office which contain references to the plaintiffs in this case dated subsequent to 1/1/74.

There are approximately fifty additional serials that are dated prior to 1/1/74. Review of all files related to this matter did not produce the existence of ELSURA logs or bulky files.

REC-36

SI-126

(2) Bureau (Encls. 8)  
 1- San Juan

RBO:vfp  
 (3)

Encl 4cc 3852

AUG 1 1977

Approved: [Signature]

Transmitted

(Number)

(Time)

Per

70 AUG 11 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

b6  
b7C

Date 7/26/77

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, NEW YORK (NR 62-00)

SUBJECT: BLACK PANTHER PARTY,  
ET AL, V.  
EDWARD LEVI,  
ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/KSA

ReBuairtel to AL, dated 2/8/77, Butel, 7/6/77, and  
Buairtel to AL, dated 7/19/77.

There are currently no pending main or sub files in the  
New Rochelle Office, New York Division, regarding the Black Panther  
Party or HUEY P. NEWTON

JOHN GEORGE,

Inasmuch as all closed  
files concerning the Black Panther Party and the previous named  
individuals are maintained in the New York Office, New York  
Division, the New York Office will submit a separate communication  
to the Bureau enclosing copies of the communications requested by  
FBIHQ.

ST-103

REC-76

2-117442-96

- ② - Bureau  
1 - New York (NY 62-15269)  
1 - New York

CAH:nbl  
(5)

8/3  
JUL 29 1977

Approved  
54 AUG 10 1977

Transmitted

(Number)

(Time)

Per

NAME CHECK



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (62-117442)

DATE: 8/3/77

FROM : SAC, SALT LAKE CITY (157-170)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED #340,770  
DATE 9/7/93 BY 9803 RDD/KEA

Re Bureau airtel to Albany, 7/19/77.

b6  
b7C

A review of all main and sub-files regarding the Black Panther Party and the ten plaintiffs in captioned matter failed to reveal any communications setting forth investigation which was originated by the Salt Lake City Division.

All communications in the Salt Lake City Division files contain investigation which was originated by the Bureau or another division and therefore, no xerox copies of these communications being submitted.

REG-72 62-117442-97

ST-103

2 AUG 8 1977

2 - Bureau  
1 - Salt Lake City  
JDD:tlm  
(3)

cc-3852



5010-108-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

b6  
b7C

Date 7/28/77

TO: DIRECTOR, FBI (62-117442)  
ATTN: SA [REDACTED]

## SPECIAL INVESTIGATIVE DIVISION

FROM: SAC, ANCHORAGE (157-42) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL,  
V. EDWARD LEVI, ET AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/KGA

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of the following communications contained in Anchorage file 157-42, which is Anchorage's main and only file on the Black Panther Party. Anchorage has no main or subfiles on other plaintiffs in this matter:

1) Memo (FD-209) of SA [REDACTED] to SAC, ANCHORAGE, dated 7/1/74, AN file 157-42-98;

2) Anchorage letter to the Bureau, captioned as above, dated 2/17/77, AN file 157-42-104;

3) Anchorage teletype to the Bureau, captioned as above, dated 7/7/77, AN file 157-42-107.

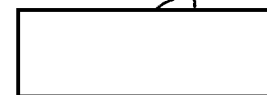
The enclosures represent all of the communications including intra-office memoranda, which was originated by Anchorage.

② - Bureau (Enc. 6) (AM, RM)  
1 - Anchorage

FFK:vlr  
(3)

Encl & cc to 3852

11 AUG 2 1977



NAME/CHECK

Approved: MCD/AT

Transmitted

(Number)

(Time)

Per

55 AUG 10 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

b6  
b7C

Date 7/25/77

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, NEW HAVEN (62-2754) (RUC) ATTN: 

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

SPECIAL  
INVESTIGATIVE DIV.

BUDED: August 8, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/KSA

RE: Bureau airtel to Albany, 7/19/77.

Enclosed herewith are two copies each of 13 serials  
originated by New Haven Office in Black Panther Party  
files since 1/1/74.

There were no communications originated by New  
Haven Office regarding other 10 named plaintiffs.

There are no Elsur logs subsequent to 1/1/74 at  
New Haven Office.

The Bulky Section of the New Haven Office BPP file  
contains the following type of material:

1. Tapes and cassettes of speeches by BPP representatives;
2. BPP posters, pamphlets, etc.;
3. Movie film and still photos of BPP rallies;
4. 540 Magnetic Tapes regarding BPP Elsur coverage

2 - Bureau (Encs. 25) (RM)  
1 - New Haven

EPO:fat  
(3)

ENCLOSURE

2 JUL 26 1977

NAME CHECK

End ICE-3852

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ Per \_\_\_\_\_

(Number)

(Time)

54 AUG 15 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

b6  
b7C

Date 8/2/77

TO: DIRECTOR, FBI (62-117442)  
(ATTENTION: SA )

FROM: SAC, PITTSBURGH (62-3699) (RUC)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED # 340,770  
DATE 9/7/93 BY 803 R00/KSA

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al. *GENERAL*  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for FBIHQ are two copies each of 16 communications which originated in the Pittsburgh Office subsequent to 1/1/74, relative to above-captioned matter.

For the information of FBIHQ, there are no ELSUR Logs, bulky files, or 1A exhibits on any of the plaintiffs subsequent to 1/1/74, and no reference material is being submitted.

3 - Bureau (Encs. - 32)  
1 - Pittsburgh  
WFM:mks  
(4)

ENCLOSURE

SI-126

REC 44

62-117442-100

AUG 7 1977

Encl 1cc - 3852

Approved:

55 AUG 2 1977

Transmitted

(Number)

(Time)

Per

NAME CHECK



FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1214329-0

Total Deleted Page(s) = 12

Page 352 ~ Duplicate - of CERTIFICATE OF SERVICE court document;  
Page 353 ~ Duplicate;  
Page 354 ~ Duplicate - of THIRD REQUEST FOR PRODUCTION OF DOCUMENTS;  
Page 355 ~ Duplicate;  
Page 356 ~ Duplicate;  
Page 366 ~ Duplicate - of THIRD REQUEST FOR PRODUCTION OF DOCUMENTS;  
Page 367 ~ Duplicate;  
Page 368 ~ Duplicate;  
Page 369 ~ Duplicate;  
Page 370 ~ Duplicate - of CERTIFICATE OF SERVICE;  
Page 413 ~ b1;  
Page 446 ~ Duplicate - of Director, FBI memo to SAC Boston dated 10/8/69;

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
X Deleted Page(s) X  
X No Duplication Fee X  
X For this Page X  
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/26/77

TO : DIRECTOR, FBI (62-117442)  
 (ATTN:  SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

FROM : SAC, CINCINNATI (100-22417) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D. C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ReBuairtels to Albany dated 2/8/77, and 7/19/77, and Butel  
 7/6/77, and CI airtel 3/21/77, and teletype, 7/8/77.

Enclosed for the Bureau are 2 copies of an inventory list recording  
 8 Cincinnati documents being forwarded per referenced airtels.

Estimated pages since 1/1/74, for  consist of  
 references and are not being forwarded.

ENCLOSURE

- 2-Bureau (Enc. 18)  
 3-Cincinnati  
 (1-100-22417)  
 (1-157-2346)  
 (1-157-2730)

CONFIDENTIAL MATERIAL ATTACHED

RGW:jal  
 (5)

REC 44

ST-126

62-117442-101

14 AUG 1977

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDP

2-cc-3882  
 [Redacted Box]  
 [Redacted Box]

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_

b6  
 b7C

b6  
 b7C

b6  
 b7C



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/29/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTENTION: SA )  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: SAC, BIRMINGHAM (62-2624) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL, V. *Geneane*  
 EDWARD LEVI, ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of 15  
 Birmingham communications as requested in referenced airtel.

The following described communications were located  
 in Birmingham File 157-4603 and titled Black Panther Party,  
 EM-BPP.

1. FD-306 dated 2/5/74.
2. FD-306 dated 2/11/74.
3. Birmingham memo dated 2/28/74.
4. FD-306 dated 4/25/74.
5. FD-306 dated 6/27/74.
6. Birmingham memo dated 8/29/74.
7. Birmingham memo dated 10/17/74.

REC 44

SI-126

AUG 3 1977

② - Bureau **ENCLOSURE**  
 1 - Birmingham  
 PRR:cgw  
 (3)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/STH

Encl 4 CC-3852

NAME CHECK

Approved: *122 R/AB*

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

54 AUG 15 1977



BH 62-2624

8. FD-306 dated 12/18/74.
9. Birmingham memo dated 5/13/75.
10. FD-306 dated 6/18/75.
11. Birmingham memo dated 3/12/76.
12. Birmingham memo dated 3/30/76.

The following items were located in Birmingham File 157-5295 entitled Black Panther Party Cleaver Faction (BPP-CF).

1. FD-306 dated 4/25/74.
2. Birmingham memo dated 2/28/74.
3. Birmingham letter to Bureau dated 7/31/74.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/26/77

TO:

DIRECTOR, FBI (62-117442)

(ATTN: SA  )

SPECIAL PROJECTS

REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM:

SAC, PORTLAND (62-3147) (RUC)

SUBJECT:

BLACK PANTHER PARTY, ET AL.,  
 VS. EDWARD LEVI, ET AL., (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 8/8/77

Re Bureau airtel to Albany, dated 7/19/77.

Enclosed for the Bureau are two copies each of  
 serials pertaining to the Black Panther Party and Plaintiffs,  
 subsequent to 1/1/74.

There are no Elsur logs or bulky files in the  
 Portland Division.

REC 44

SI-126

- ③ - Bureau (Enc. 40)  
 1 - Portland

JRH:cam  
 (4)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDB/ML

NAME (CHECK)

b6  
b7CApproved: [Signature]

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

54 AUG 15 1977

445



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date JULY 26, 1977

TO: Director, FBI (62-117442)  
 Attention - SA   
 Special Projects Review Unit,  
 Special Investigative Division

b6  
 b7c

FROM: SAC, New Orleans (105-2950 SUB B)

BLACK PANTHER PARTY, et al, v. *Continued*  
 EDWARD LEVI, et al  
 (U.S.D.C., D.C.)  
 Civil Action Number 76-2205  
 BUDED: August 8, 1977

Re Bureau airtel to Albany dated 7/19/77.

Enclosed are two sets of 48 serials from New Orleans files which represent documents originating in New Orleans subsequent to 1/1/74. These serials are as follows: NO 105-2950-2509 through -2515, -2518, -2519, -2521, -2522, -2524 through -2527, -2532 through -2536, -2538, -2539, -2541, -2543, -2545, -2547 through -2551, -2554, -2556, -2559 through -2561, -2565, -2567 through -2570, -2574 through -2576, and -2579 from the Black Panther Party (BPP) Main File and NO 157-14451-226, -135, -137, and -138 from the BPP Cleaver Faction Main File.

RE ELSUR: The only substantial reference to the BPP or any of the ten named plaintiffs originated by New Orleans is the request for telephone technical installation on 7/12/71, which FBIHQ ultimately denied on 8/20/71.

RE BULKY EXHIBIT: The only bulky exhibit any of the New Orleans BPP files contained is a tape recording captioned

REC 44

ST-126

- 3 - Bureau (Encs. 96)  
 2 - New Orleans (1, 105-2950 SUB B)  
 CHA:mwb (1, 66-2855)  
 (5)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RCR

6 JUL 29 1977

b6  
 b7c

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

54 AUG 15 1977

245

NAME

FBI - NEW ORLEANS



NO 105-2950 SUB B  
CHA:mwb

"Mobilization for Revolution," obtained 12/9/69 from a local Shreveport, Louisiana, station, which tape was not transcribed, and FBIHQ advised that they maintained their own copy of that same recording.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/27/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

FROM: SAC, PHOENIX (157-2484) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL., V.  
 EDWARD LEVI, ET AL.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: 8/8/77

b6  
 b7C

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of the  
 following:

5 intra-office memoranda dated 12/3/77, 1/29/74,  
 2/11/74, 3/26/74, and 5/26/74, re   
 Phoenix file 157-1921

b6  
 b7C

4 intra-office memoranda dated 1/10/74, 3/29/74,  
 5/14/74, and 5/31/74, re Black Panther Party -  
 Cleaver Faction, Phoenix file 157-1161

1 FD-159 dated 5/22/74

1 newspaper article dated 11/28/75

1 intra-office memo dated 12/26/75 re Black  
 Panther Party, Phoenix files 157-186 and 157-340

2 - Bureau (Encs. 24)  
 5 - Phoenix

(1 - 157-2484)  
 (1 - 157-1921)  
 (1 - 157-1161)  
 (1 - 157-340)  
 (1 - 157-186)

ENCLOSURE

SI-126

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803

cas:dpt (7)

NAME CHECK

Approved: 2-24/CC-3852Transmitted           

(Number)

(Time)

Per



FBI

TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/25/77

TO: DIRECTOR, FBI (62-117442)  
ATTENTION: SA [REDACTED] SPECIAL PROJECTS  
REVIEW UNIT, SPECIAL INVESTIGATIVE SECTION

FROM: SAC, RICHMOND (62-2624) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v. *Benjamin*  
EDWARD LEVI, et al.  
(U. S. D. C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two copies each of communications identified below by their Richmond file serial numbers:

157-3272, serial 32;  
157-2986, serial 290;  
157-3272, serial 33;  
157-3272, serial 34;  
157-3272, serial 35;  
157-3272, serial 36;  
105-5504, serial 714A;  
105-5096, serial 61;  
105-5096, serial 62;  
157-2986, serial 291;  
157-3127, serial 4;  
157-3322, serial 106;  
157-3127, serial 5;  
157-3127, serial 3;  
157-3127, serial 6;  
157-3094, serial 7;  
105-5504, serial 722;  
105-5504, serial 723.

3 - Bureau (Enc - 36)  
1 - Richmond  
TJO:jhc  
(4)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMJ

Approved: *[Signature]*

Transmitted

(Number)

(Time)

Per

54 AUG 1 5 1977 *[Signature]*



RH 62-2624

Richmond files contain no ELSUR logs subsequent to 1/1/74. The bulky files of the Richmond Office relating to Black Panther Party (BPP) matters contain primarily newspaper articles and issues of "The Black Panther" newspaper.

The enclosed documents represent the only communications originated by the Richmond Office subsequent to 1/1/74, relating to the BPP and the ten named plaintiffs in this matter.



FBI

TRANSMISSION

☐ Teletype  
☐ Facsimile  
☒ Airtel

PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/27/77

TO: DIRECTOR, FBI (62-117442)  
ATTN: SA [REDACTED]  
SPECIAL PROJECTS REVIEW UNIT,  
SPECIAL INVESTIGATIVE DIVISION

b6  
b7c

FROM: SAC, COLUMBIA (157-4975) (P)

SUBJECT: BLACK PANTHER PARTY,  
ET AL., V.  
EDWARD LEVI, ET AL;  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

Enclosed for the Bureau are two package enclosures concerning captioned matter. One of these enclosures relates to the Black Panther Party (BPP), and contains two photostatic copies each of 19 serials. The other enclosure relates to the BPP - CLEAVER FACTION (BPP-CF), and contains two photostatic copies each of 14 serials. (X)

ReBuairtels to Albany, Et Al, 2/8/77, and 7/19/77;  
Butel, 7/6/77; Cotel to Bu, 7/8/77; and COairtel to Bu, 3/1/77.

Bureau was advised by referenced Columbia teletype, 7/8/77, that the following number of pages was contained in files of the Columbia Office on plaintiffs and plaintiffs organization from 1/1/74, to present:

- 66 -
- ③ - Bureau  
(1 - package enclosure regarding BPP-38)  
(1 - package enclosure regarding BPP-CF-28)  
2 - Columbia

REC 44

CGS:spr  
(5)

SI-126  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BLS

107  
8/3/77  
8/3

b6  
b7c

62-122-3852

54 AUG 15 1977

Approved:                     

Transmitted                     

(Number)

(Time)

Per



CO 157-4975

PLAINTIFF

ESTIMATED PAGES, 1/1/74  
TO PRESENT

BPP

(Main CO File: 157-4975,  
Sub File: 157-4975SF1)

Main - 60  
Sub - 0

BPP - CF

(Main CO File: 157-7320,  
Sub File: 157-7320SF1)

Main - 200  
Sub - 27

HUEY P. NEWTON

(Main CO File: 157-5978)

Main - 0  
Sub - 0

Bureau was also advised that Columbia Office files contain no main or sub files on other plaintiffs listed in referenced Bureau teletype, 7/6/77.

Columbia has enclosed for the Bureau, two photostatic copies each of communications (including intraoffice memoranda) which were originated by Columbia Office from aforementioned files subsequent to 1/1/74, as follows:

PLAINTIFF

COMMUNICATION ORIGINATED BY COLUMBIA  
OFFICE SUBSEQUENT TO 1/1/74

BPP

Main File as follows:  
19 Serials

886	897
887	898
889	899
891	901
893	902
894	903
895	905
896	906
	907
	917
	921

Sub File - 0



CO 157-4975

BPP-CF

Main File as follows:  
14 Serials

164	188
168	189
173	194
177	199
183	202
186	203
187	205

Sub File: 0



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/28/77

TO: DIRECTOR, FBI (62-117442)

(ATTN: SA   
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

FROM: SAC, SAVANNAH (157-1365) (P)

BLACK PANTHER PARTY, et al., v.

EDWARD LEVI, et al.

(U.S.D.C., D.C.)

CIVIL ACTION NO. 76-2205

BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/OMJ

Re Savannah airtel to Bureau, 3/14/77; Bureau teletype to all SACs, 7/6/77; Savannah tel to Bureau, 7/8/77; Bureau airtel to SAC, Albany, 7/19/77.

Enclosed for FBIHQ are two Xeroxed copies of each of the following:

- 1/ Three serials from SV file 157-1365.
- 2/ Fifteen serials from SV file 157-1802.
- 3/ Nineteen serials from SV file 157-1430.
- 4/ One serial from SV file 157-1581.

SI-126

Enclosures represent all serials from Savannah main and subfiles regarding the Black Panther Party and the ten named plaintiffs, subsequent to 1/1/74, which were originated by Savannah, including intraoffice communications.

ENCLOSURE

- 2- Bureau (Enc. 76)  
 2- Savannah

GMD:mrw

(4)

b6  
b7Cb6  
b7CApproved: *[Signature]*

54 AUG 5 1977

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



SV 157-1365

As instructed in re Bureau airtel, 7/19/77, no references were included. Also, as previously indicated in Savannah airtel to Bureau, 3/14/77, there is no indication that any electronic surveillance concerning the Black Panther Party or plaintiffs has taken place within the Savannah Division. Therefore, no Elsur logs exist.

Regarding the type of material maintained in bulky files that information was set forth in specific detail in referenced Savannah airtel, 3/14/77, and UACB, that information will not be repeated.

It is noted, as indicated in re Savannah teletype to Bureau, 7/8/77, that the vast majority of pages within the Savannah Division are dated with the date prior to 1/1/74. There are over 8000 pages included in this category.



FBI

Date: 7/27/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIR MAIL  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7C

FROM: SAC, KNOXVILLE (157-1478) (RUC)

BLACK PANTHER PARTY, et al., v. *George...*  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

Re Bureau airtel to Albany, 7/19/77.

Enclosed to the Bureau are two xerox copies each of  
 the following communications originating Knoxville Division  
 from 1/1/74 to present regarding BPP:

BLACK PANTHER PARTY (BPP)  
 EM  
 KX file 157-1478  
 Bufile 105-165706

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 BPP/DAJ

1. Serial 887 - Knoxville airtel 1/7/74.
2. Serial 890 - Office memo 1/21/74.
3. Serial 896 - Office memo 2/8/74.

② - Bureau (Enc. 112)  
 1 - Knoxville  
 HAM/arb  
 (3)

REC 44

SI-126

62-117442-109

Approved: *HOS*

Special Agent in Charge

Sent

b6  
b7C



KX 157-1478

4. Serial 897 - Office memo 2/15/74.
5. Serial 902 - FD-209 dated 2/27/74.
6. Serial 903 - Office memo dated 3/1/74.
7. Serial 908 - Knoxville airtel 4/3/74.
8. Serial 925 - FD-209 dated 6/25/74.
9. Serial 928 - Knoxville airtel 7/5/74.
10. Serial 934 - Office memo dated 8/21/74.
11. Serial 943 - Knoxville airtel 9/27/74.
12. Serial 963 - Knoxville letter 1/6/75.
13. Serial 968 - FD-376 dated 1/31/75.
14. Serial 969 - Knoxville report dated 1/31/75.
15. Serial 982 - Knoxville letter dated 4/15/75.
16. Serial 986 - FD-306 dated 6/18/75.
17. Serial 988 - Knoxville letter dated 7/7/75.
18. Serial 990 - Knoxville letter dated 8/15/75.
19. Serial 993 - Knoxville teletype dated 12/19/75.
20. Serial 996 - Office memo #2 dated 1/13/77.
21. Serial 999 - Knoxville airtel dated 2/17/77.
22. Serial 1000 - Knoxville airtel dated 2/22/77.
23. Serial 1003 - Knoxville airtel dated 7/7/77.



KX 157-1478

BLACK PANTHER PARTY -  
CLEAVER FACTION  
EM  
KX file 157-1478C  
Bufile 157-22627

- 24. Serial 145 - FD-209 dated 4/2/74.
- 25. Serial 146 - Office memo 4/20/74.

BLACK PANTHER PARTY -  
KNOXVILLE DIVISION  
EM  
KX file 157-2262  
Bufile 105-165706

- 26. Serial 359 - FD-209 dated 1/10/74.
- 27. Serial 363 - Office memo dated 1/25/74.
- 28. Serial 367 - Office memo dated 2/12/74.
- 29. Serial 370 - FD-209 dated 2/15/74.
- 30. Serial 371 - FD-450 dated 2/19/74.
- 31. Serial 381 - FD-450 dated 2/19/74.
- 32. Serial 384 - FD-209 dated 4/3/74.
- 33. Serial 400 - FD-209 dated 5/30/74.
- 34. Serial 414 - Chattanooga Times news article 8/24/74.
- 35. Serial 422 - Chattanooga Times news article 9/10/74.
- 36. Serial 423 - Chattanooga News-Free Press article 9/10/74.
- 37. Serial 426 - Chattanooga News-Free Press article 10/2/74.
- 38. Serial 438 - Chattanooga Times article 1/15/75.
- 39. Serial 440 - FD-306 dated 1/31/75.
- 40. Serial 441 - FD-306 dated 3/11/75.



KX 157-1478

41. Serial 442 - FD-306 dated 3/24/75.
42. Serial 443 - FD-306 dated 3/28/75.
43. Serial 445 - Office memo dated 4/24/75.
44. Serial 446 - FD-306 dated 4/25/75.
45. Serial 447 - FD-306 dated 4/25/75.
46. Serial 448 - Office memo dated 5/1/75.
47. Serial 449 - Chattanooga Times article dated 5/1/75.
48. Serial 451 - Chattanooga News-Free Press article dated 5/1/75.
49. Serial 450 - Chattanooga Times article dated 5/2/75.
50. Serial 452 - FD-306 dated 5/14/75.
51. Serial 453 - FD-306 dated 5/23/75.
52. Serial 454 - FD-306 dated 6/11/75.
53. Serial 455 - FD-306 dated 6/20/75.
54. Serial 456 - FD-306 dated 6/30/75.
55. Serial 458 - Chattanooga Times article dated 7/11/75.
56. Serial 460 - FD-306 dated 8/13/75.

For information of Bureau, Knoxville Office has no ELSUR logs re captioned matter.



F B I

Date: 7/26/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATT: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7C

FROM: SAC, SAN DIEGO (62-2318) (P)

BLACK PANTHER PARTY, et al., v. GORTON  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

Re Bureau airtel dated 7/19/77.

Enclosed herewith are two copies of all of the  
 serials in the main and sub files regarding Black Panther  
 Party (BPP) and the ten named plaintiffs subsequent to 1/1/74.

San Diego has no ELSUR logs concerning the party or  
 the named individuals. The 1A section does contain Xerox  
 copies of some written material which was seized by the  
 San Diego PD in a raid on the "Panther House" on 9/2/69, which  
 was received on 7/8/74.

REC 44

SI-126

1 AUG 2 1977

② Bureau (Encs.)  
 2-San Diego

JRR:kek  
 (4)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 BCD

NAMED CHECK

b6  
b7C

Approved: 36 AUG 12 1977 Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/25/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED])  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
 b7C

FROM: SAC, LAS VEGAS (157-130) (RUC)

SUBJECT: BLACK PANTHER PARTY, *GENERAL*  
 ET AL., V. EDWARD LEVI,  
 ET AL.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ReBuairtel to Albany dated 7/19/77.

Enclosed herewith for the Bureau are two copies  
 of Las Vegas letter to Los Angeles dated 1/16/74 in case  
 captioned [REDACTED]

b6  
 b7C

Enclosed herewith for the Bureau are two copies  
 of newspaper clipping from file captioned "HUEY NEWTON,  
 RM-BPP", LV file number 157-780.

Enclosed herewith for the Bureau are two copies  
 of each of the following:

Las Vegas airtel to Director dated 1/4/74;  
 FD-306 dated 12/18/73;  
 FD-306 dated 12/18/73;  
 FD-306 dated 1/16/74;  
 Memo of SA [REDACTED] dated 2/26/74;  
 FD-306 dated 2/18/74;  
 FD-306 dated 2/18/74;

b6  
 b7C

③ - Bureau (Enc. 64)  
 1 - Las Vegas  
 TGA:arw  
 (4)

REC 44

SI-126

3 JUL 29 1977

ENCLOSURE

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 [REDACTED]

Approved: [REDACTED]

Transmitted

(Number)

(Time)

Per



Las Vegas airtel to Director dated 4/1/74;  
FD-306 dated 5/23/74;  
FD-306 dated 5/9/74;  
Memo of SA [redacted] dated 6/25/74;  
FD-306 dated 6/14/74;  
Las Vegas airtel to Director dated 7/3/74;  
Memo of SA [redacted] dated 7/5/74;  
FD-306 dated 7/5/74;  
FD-306 dated 7/12/74;  
FD-306 dated 7/12/74;  
Memo of [redacted] dated 8/26/74;  
Las Vegas airtel to Director dated 10/4/74;  
FD-306 dated 10/18/74;  
Memo of SA [redacted] dated 11/20/74;  
Las Vegas airtel to Director dated 1/3/75;  
FD-306 dated 12/2/74;  
Las Vegas airtel to Director dated 4/3/75;  
FD-306 dated 5/9/75;  
Memo of SA [redacted] dated 7/2/75;  
FD-306 dated 6/30/75;  
FD-306 dated 8/18/75;  
FD-306 dated 8/18/75;  
Memo of SA [redacted] dated 1/14/76.

b6  
b7C

Bureau should note that FD-306's with attached informant reports are being submitted by the date of the report and not the date the FD-306 was prepared.

For information of the Bureau, Las Vegas Division has no Elsur files regarding any of the individuals or the Black Panther Party (BPP), mentioned in the referenced airtel. There are no bulky files maintained on the BPP or any of the individuals in referenced airtel. There is a small 1A Exhibit Section attached to Volume One of the BPP containing photos and telephone records. The 1A Section of the Las Vegas file regarding HUEY NEWTON contains photos only.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/29/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA   SPECIAL PROJECTS  
 REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: SAC, SPRINGFIELD (62-2580) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL,  
 VERSUS EDWARD LEVI, ET AL  
 (U.S.D.C, D.C.),  
 CIVIL ACTION #76-2205  
 Buded 8/8/77

Re Bulet to Albany dated 7/19/77.

Enclosed for the Bureau are two good Xerox copies  
 of each communication (including intra-office memorandum)  
 which was originated by the Springfield Office in the following  
 files subsequent 1/1/74:

SI 157-1053, BU 157-23791;

SI 157-4801;

SI 157-1750, BU 105-165706-52;

SI 157-2913, BU 157-22627

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/m

All of the above files are main and subfiles  
 regarding the Black Panther Party. There are no serials  
 in any main or subfiles on any of the ten plaintiffs subsequent  
 to 1/1/74.

SI-126

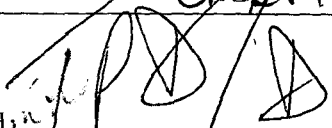
REC 44

Springfield has no ELSUR logs or bulky files subsequent  
 to 1/1/74 in this matter.

(2) Bureau (62-117442) (Enc. 8)  
 1 - Springfield (62-2580)

RAM/sjs  
 (3)

Enc. 1cc - 3852

Approved: 

Transmitted

(Number)

(Time)

Per b6  
b7C



FEDERAL GOVERNMENT

UNITED STATES GOVERNMENT

# memorandum

DATE:

REPLY TO  
ATTN OF:

Barbara Allen Babcock  
Assistant Attorney General  
Civil Division

GVWhitaker:dms  
145-12-3025

Black Panther Party, et al. v. Edward  
Levi, et al., USDC DC, Civil No. 76-2205

JUL 21 1977

TO:

Mr. Clarence M. Kelley  
Director  
Federal Bureau of Investigation

Attention: Legal Counsel

Enclosed are copies of the following which were filed by this office in the above referenced case: Answer of Clarence M. Kelley, Motion of Certain Defendants for Summary Judgment, Motion for a Protective Order, Motion to Establish Litigation Schedule and to Extend Time for Serving Answers to Amended Complaint, Reply to Plaintiffs' Opposition to Defendants' Motion to Establish Litigation Schedule and to Extend Time for Serving Answers to Amended Complaint, and Motion of Defendants for Extension of Time to Respond to Amended Complaint. If you have any questions or comments about the Answer or the Motions, please contact

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/MT

REC 12 62-117442-113

11 AUG 8 1977

ST 103

*al me 7558*

*Handwritten signature/initials*

*Handwritten signature/initials*

*62-117442*



55 AUG 12 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

OPTIONAL FORM NO. 10  
(REV. 7-76)  
GSA FPMR (41 CFR) 101-11.6  
5010-112



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel  
**AIRTEL**

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/2/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT;  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
 b7C

FROM: SAC, ALBANY (62-2459) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 (BUDED: AUGUST 8, 1977)

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of  
 19 serials as requested in referenced airtel.

The bulky files of the Albany Division consist  
 of photographs, color slides, tape of a speech and public  
 source information (newspaper articles).

Albany Division has no elsur logs regarding the  
 Black Panther Party or other plaintiffs in this case.

3 - Bureau (Encs. 38) (RM)  
 1 - Albany  
 JFB/dml  
 (4)

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD/Amj

ST-103

REC 12

62-117442-114

24 AUG 5 1977

b6  
 b7C

Encl 4 cc-3852

Approved: 33 AUG 12 1977

Transmitted

(Number)

(Time)



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/2/77

TO : DIRECTOR, FBI (62-117442)  
 Attention: SA   
 Special Projects Review Unit,  
 Special Investigative Division

b6  
b7C

FROM : SAC, BUTTE (62-2751) (RUC)

SUBJECT: ① BLACK PANTHER PARTY,  
 ET AL, V.  
 EDWARD LEVI,  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION #76-2205  
 BUDED: 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDM/BMJ

ReBuairtel to Albany, 7/19/77.

Enclosed are two Xerox copies of the only piece  
 of correspondence that qualifies under referenced airtel.

ENCLOSURE  
 ② - Bureau (Encs.2) (AM)  
 1 - Butte  
 PJF/ar  
 (3)

REC 12

62-117442-115

20 AUG 5 1977

ST-103

NAME CHECK

Encl + cc - 3852

Approved: B. J. [Signature]

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

(Air Mail - Registered)

Date 7/28/77

TO : DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED])  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM : SAC, MILWAUKEE (62-1791) (P)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/bmj

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two copies each of the  
 following documents:

MI 157-1505

Serial #89: Milwaukee letter to Bureau dated 6/12/74,  
 captioned "BLACK PANTHER PARTY - CLEAVER FACTION -  
 EXTREMIST MATTER."  
 Serial #92: Milwaukee airtel to Bureau dated 7/2/74, captioned  
 same as Serial 89.

MI 157-600

Serial #2520: Milwaukee memo of SA [REDACTED] dated  
 1/16/74, captioned "BLACK PANTHER PARTY ACTIVITIES."  
 Serial #2540: Milwaukee FD-306 of SA [REDACTED]  
 prepared 12/13/74; subject RSB; IS - RM.

3 - Bureau (Enc. 204) (AM-RM)  
 2 - Milwaukee  
 JAS:lrh  
 (5)

ENCLOSURE

Encl 4cc - 38512

REC 12

ST-103

3 AUG 3 1977

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b7C

Approved: H/CA Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_

56 AUG 12 1977

NAME: [REDACTED]



MI 62-1791

Serial #2547: Milwaukee memo of SA [redacted] dated 4/29/75, captioned "BLACK PANTHER PARTY (BPP), MILWAUKEE CHAPTER; EMP-BPP."  
Serial #2548: Milwaukee memo of SA [redacted] dated 5/6/75, captioned "BLACK PANTHER PARTY (BPP), MILWAUKEE CHAPTER; EM-BPP."  
Serial #2551: Milwaukee FD-306 of SA [redacted] dated 5/22/75 re Black Panther Party.  
Serial #2554: Milwaukee memo of SA [redacted] dated 6/19/75, captioned "BLACK PANTHER PARTY (BPP); EM-BPP."  
Serial #2556: Milwaukee FD-306 of SA [redacted] prepared 6/10/75 re YAWF.  
Serial #2560: Milwaukee letter to Bureau dated 8/18/75, captioned "BLACK PANTHER PARTY (BPP); EM-BPP."  
Serial #2567: Milwaukee FD-306 of SA [redacted] prepared 7/6/77 re YAWF.

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MI 157-1936

Serial #120: Milwaukee memo of SA [redacted] dated 1/16/74, captioned "BLACK PANTHER PARTY; EM-BPP."  
Serial #121: Milwaukee FD-209 of SA [redacted] dated 1/23/74, captioned [redacted]  
Serial #122: Milwaukee FD-209 of SA [redacted] dated 1/23/74, captioned [redacted]  
Serial #123: Milwaukee FD-209 of SA [redacted] dated 1/23/74, captioned [redacted]  
Serial #124: Milwaukee memo of SA [redacted] dated 1/24/74, captioned "BLACK PANTHER PARTY; EM-BPP."  
Serial #127: Letter to [redacted] General Security Supervisor, Wisconsin Telephone Company, dated 1/28/74.  
Serial #128: Milwaukee FD-209 of SA [redacted] dated 1/23/74, captioned [redacted]  
Serial #129: Milwaukee FD-306 of SA [redacted] prepared 1/21/74 re Black Panther Party.  
Serial #130: Milwaukee memo of SA [redacted] dated 1/29/74, captioned "BLACK PANTHER PARTY; EM-BPP."  
Serial #131: Milwaukee FD-209 of SA [redacted] dated 2/9/74, captioned [redacted]  
Serial #132: Milwaukee FD-209 of SA [redacted] dated 2/9/74, captioned [redacted]

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Serial #133: Milwaukee FD-209 of SA [redacted] dated 2/9/74,  
captioned [redacted]  
Serial #134: Milwaukee FD-209 of SA [redacted] dated 2/9/74,  
captioned [redacted]  
Serial #135: Milwaukee FD-209 of SA [redacted] dated 2/9/74,  
captioned [redacted]  
Serial #139: Milwaukee airtel to Bureau dated 3/8/74, captioned  
"BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #140: Milwaukee memo of SA [redacted] dated 3/7/74,  
captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER;  
EM-BPP."  
Serial #145: Milwaukee FD-306 of SA [redacted] prepared  
3/14/74 re MASCOC.  
Serial #146: Milwaukee FD-450 to Bureau dated 3/27/74, captioned  
"BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #147: Milwaukee LHM dated 3/26/74, captioned "BLACK  
PANTHER PARTY - MILWAUKEE CHAPTER."  
Serial #148: Milwaukee airtel dated 3/26/74, captioned "BLACK  
PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #150: Milwaukee FD-450 to Bureau dated 3/27/74, captioned  
"BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #151: Milwaukee memo of SA [redacted] dated 4/8/74,  
captioned "DELLA PEACE; EM-BPP."  
Serial #152: Milwaukee FD-209 of SA [redacted] dated  
4/9/74, captioned [redacted]  
Serial #154: Milwaukee FD-209 of SA [redacted] dated  
4/10/74, captioned [redacted]  
Serial #156: Milwaukee memo of SA [redacted] dated 4/17/74,  
captioned [redacted]  
Serial #158: Milwaukee FD-450 to Bureau dated 4/19/74,  
captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER;  
EM-BPP."  
Serial #159: Milwaukee memo of SA [redacted] dated 4/19/74,  
captioned [redacted]  
Serial #161: Milwaukee memo of SA [redacted] dated 4/27/74,  
captioned [redacted]  
Serial #162: Milwaukee memo of SA [redacted] dated 4/30/74,  
captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER;  
EM-BPP."  
Serial #163: Milwaukee memo of SA [redacted] dated 4/29/74,  
captioned [redacted]  
Serial #164: Milwaukee FD-450 to Bureau dated 3/27/74, captioned  
"BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #167: Milwaukee memo of SA [redacted] dated 5/8/74,  
captioned [redacted]

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b7C  
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Serial #169: Milwaukee memo of SA [redacted] dated 5/21/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."

Serial #170: Milwaukee FD-306 of SA [redacted] prepared 5/14/74 re Financial Operations of the Black Panther Party (BPP).

Serial #172: Milwaukee LHM dated 5/22/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER."

Serial #173: Milwaukee airtel to Bureau dated 5/22/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."

Serial #174: Milwaukee memo of SA [redacted] dated 6/1/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."

Serial #176: Milwaukee LHM dated 7/3/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER."

Serial #177: Milwaukee airtel to Bureau dated 7/3/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."

Serial #179: Milwaukee memo of SA [redacted] dated 6/28/74, captioned [redacted]

Serial #180: Milwaukee memo of SA [redacted] dated 6/28/77, captioned [redacted]

Serial #183: Milwaukee memo of SA [redacted] dated 7/10/74, captioned [redacted]

Serial #184: Milwaukee FD-306 of SA [redacted] dated 7/5/74, captioned "BLACK PANTHER PARTY."

Serial #185: Milwaukee FD-306 of SA [redacted] dated 7/5/74, captioned "BLACK PANTHER PARTY."

Serial #187: Milwaukee memo of SA [redacted] dated 8/12/74, captioned [redacted]

Serial #188: Milwaukee FD-306 of SA [redacted] prepared 7/23/74, captioned "BLACK PANTHER PARTY."

Serial #189: Milwaukee FD-306 of SA [redacted] prepared 7/26/74 re Black Panther Party.

Serial #191: Milwaukee FD-306 of SA [redacted] prepared 8/2/74 re Black Panther Party.

Serial #192: Milwaukee FD-306 of SA [redacted] prepared 8/5/74 re Black Panther Party.

Serial #193: Milwaukee memo of SA [redacted] dated 8/20/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."

Serial #195: Milwaukee FD-306 of SA [redacted] prepared 8/14/74 re Black Panther Party.

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b7C



Serial #197: Milwaukee memo of SA [redacted] dated 8/29/74, captioned "PEOPLE'S FREE HEALTH CENTER; EM- BPP."  
Serial #199: Milwaukee LHM dated 9/10/74, captioned "BLACK PANTHER PARTY."  
Serial #200: Milwaukee airtel to Bureau dated 9/10/74, captioned "BLACK PANTHER PARTY - MILWAUKEE CHAPTER; EM-BPP."  
Serial #201: Milwaukee FD-306 of SA [redacted] prepared 8/12/74 re Black Panther Party.  
Serial #202: Milwaukee FD-306 of SA [redacted] prepared 8/12/74 re Black Panther Party.  
Serial #203: Milwaukee FD-306 of SA [redacted] prepared 8/16/74 re Black Panther Party.  
Serial #204: Milwaukee FD-306 of SA [redacted] prepared 8/19/74 re Black Panther Party.  
Serial #205: Milwaukee FD-306 of SA [redacted] prepared 8/19/74 re Black Panther Party.  
Serial #206: Milwaukee FD-306 of SA [redacted] prepared 8/28/74 re Black Panther Party.  
Serial #208: SAC Milwaukee memo dated 9/9/74, captioned "COMPUTERIZED TELEPHONE NUMBER FILE (CTNF) VALIDATION LIST."  
Serial #209: Milwaukee memo of SA [redacted] dated 9/12/74, captioned [redacted]  
Serial #210: Milwaukee memo of SA [redacted] dated 9/12/74, captioned [redacted]  
Serial #212: Milwaukee memo of SA [redacted] dated 9/16/74, captioned [redacted]  
Serial #213: Milwaukee LHM dated 10/2/74, captioned "BLACK PANTHER PARTY."  
Serial #214: Milwaukee airtel to Bureau dated 10/2/74, captioned "BLACK PANTHER PARTY (BPP) - MILWAUKEE CHAPTER; EM-BPP."  
Serial #215: Milwaukee FD-306 of SA [redacted] prepared 9/23/74 re Black Panther Party.  
Serial #216: Milwaukee FD-306 of SA [redacted] prepared 9/23/74 re Black Panther Party.  
Serial #217: Milwaukee FD-306 of SA [redacted] prepared 10/4/74 re Black Panther Party - Milwaukee Chapter.  
Serial #218: Milwaukee FD-306 of SA [redacted] prepared 10/11/74 re Black Panther Party - Milwaukee Chapter.  
Serial #219: Milwaukee memo of SA [redacted] dated 10/11/74, captioned [redacted]

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MI 62-1791

Serial #220: Milwaukee FD-306 of SA [redacted] prepared  
10/16/74 re Black Panther Party - Milwaukee Chapter.

Serial #222: Milwaukee memo of SA [redacted] dated 10/21/74,  
captioned [redacted]

Serial #223: Milwaukee FD-306 of SA [redacted] undated,  
received 10/24/74, re Black Panther Party -  
Milwaukee Chapter.

Serial #224: Milwaukee memo of SA [redacted] dated 11/13/74,  
captioned [redacted]

Serial #225: Milwaukee LHM dated 11/27/74, captioned "BLACK  
PANTHER PARTY - MILWAUKEE CHAPTER."

Serial #226: Milwaukee airtel to Bureau dated 11/27/74,  
captioned "BLACK PANTHER PARTY (BPP) - MILWAUKEE  
CHAPTER; EM-BPP."

Serial #227: Milwaukee FD-306 of SA [redacted] prepared  
12/6/74 re Revolutionary Union.

Serial #228: Milwaukee FD-306 of SA [redacted] prepared  
12/6/74 re BPP.

Serial #229: Milwaukee FD-209 of SA [redacted] dated  
1/3/75, captioned [redacted]

Serial #231: Milwaukee FD-306 of SA [redacted] dated 1/14/75  
re Revolutionary Union.

Serial #233: Milwaukee FD-306 of SA [redacted] prepared  
2/14/75 re YAWF.

Serial #235: Milwaukee memo of SA [redacted] dated 3/11/75,  
captioned [redacted]

Serial #237: Milwaukee memo of SA [redacted] dated 4/16/75,  
captioned [redacted]

Serial #238: Milwaukee memo of SA [redacted] dated 4/29/75,  
captioned "BLACK PANTHER PARTY (BPP) - MILWAUKEE  
CHAPTER; EMP-BPP."

Serial #240: Milwaukee memo of SA [redacted] dated 6/18/75,  
captioned [redacted]

Serial #243: Milwaukee memo of SA [redacted] dated 7/17/75,  
captioned [redacted]

Serial #244: Milwaukee memo of SA [redacted] dated 7/25/75,  
captioned [redacted]

Serial #246: Milwaukee memo of SA [redacted] dated 7/25/75,  
captioned [redacted]

Serial #249: Milwaukee FD-306 of SA [redacted] prepared  
7/28/75 re Revolutionary Union.

Serial #254: Milwaukee FD-306 of SA [redacted] prepared  
10/14/75 re Revolutionary Union.

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b7C  
b7D

b2  
b6  
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b2  
b6  
b7C  
b7D



MI 62-1791

For information of the Bureau, Milwaukee Elsur indices are negative re plaintiff organization and plaintiffs. The type of material contained in Milwaukee Division bulky exhibits re plaintiff organization consists mainly of publications prepared by plaintiff organization.

Bureau is also requested to note that no documents subsequent to 1/1/74 were located in the Milwaukee Division re plaintiffs other than public source major newspaper clippings.



F B I

Date: 7-27-77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL - REGISTERED  
(Priority)

To: Director, FBI (62-117442)

ATTN: SA [REDACTED]  
SPECIAL PROJECTS REVIEW UNIT  
SPECIAL INVESTIGATIVE DIVISIONb6  
b7cFrom: *MB/ACM* Legat, Rome (157-8)Subject: BLACK PANTHER PARTY, et al., V.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED:: AUGUST 8, 1977ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/EMJ

ReBuairtel dated 7-19-77.

Legat Rome has no ELSUR logs, bulky files or  
sub files in this case.Enclosed for the Bureau are two copies each of each  
communication originating in this office in this matter  
subsequent to 1-1-74. The enclosed material constitutes the  
only material pertinent in this matter concerning the Black  
Panther Party and the individual plaintiffs mentioned in  
referenced Bureau airtel.

REC 12

62-117442-117

87-103

11 AUG 2 1977

ENCLOSURE

- ③ - Bureau (Encs. 6)  
     (1 - Foreign Liaison)  
 1 - Rome  
 JCM:hcs  
 (4)

b6  
b7c

Encl 4 cc-3852

Approved: \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_

55 AUG 12 1977 Special Agent in Charge



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/3/77

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA   
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, LITTLE ROCK (62-2304) (C)

SUBJECT: BLACK PANTHER PARTY, ET AL, VERSUS  
 EDWARD LEVI, ET AL,  
 (U. S. DISTRICT COURT, D. C.)  
 CIVIL ACTION FILE NUMBER 76-2205

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two xerox copies each of the five communications originated in the Little Rock Office since 1/1/74, regarding the BPP and related subjects.

ENCLOSURE

- 2 - Bureau (Enc. 10)  
 3 - Little Rock  
     (1 - 62-2304)  
     (1 - 157-1282)  
     (1 - 157-2482)

LED  
 (5)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RCD/DMJ

SEP 26

REC-1

62 117442-118

23 AUG 5 1977



b6  
 b7C

1 cc + Encl - 3852

55 AUG 12 1977

Transmitted \_\_\_\_\_  
 (Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel AIRTEL

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED] SPECIAL PROJECTS  
 REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION

FROM: SAC, LOUISVILLE (62-2115) (P)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RSP/MS

BUDED: AUGUST 8, 1977

Re Louisville teletype to Bureau, 7/8/77, and Bureau  
 airtel to Albany, 7/19/77.

Enclosed for FBIHQ are two (2) copies each of 150  
 separate serials which are described as follows:

BLACK PANTHER PARTY (BPP) - NEWTON FACTION

Memo of SA [REDACTED] to SAC, Louisville,  
 captioned [REDACTED] 3/15/74,  
 (LS 157-811-528)

FD-306 of [REDACTED] 3/18/74,  
 (LS 157-811-529)

FD-306 of [REDACTED] 7/8/74,  
 (LS 157-811-530)

FD-306 of [REDACTED] 7/8/75,  
 (LS 157-811-534)

FD-306 of [REDACTED] 7/8/75,  
 (LS 157-811-535)

②-Bureau (Enc. 300)  
 4-Louisville (1-62-2115) (1-157-1397)  
 (1-157-811) (1-157-1469)

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LS 62-2115

FD-306 of [REDACTED] 7/8/75,  
(LS 157-811-536)

FD-306 of [REDACTED] 6/11/75,  
(LS 157-811-537)

FD-306 of [REDACTED] 7/9/75,  
(LS 157-811-538)

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FD-306 of [REDACTED] 7/10/75,  
(LS 157-811-539)

FD-306 of [REDACTED] 7/10/75,  
(LS 157-811-540)

Louisville letter to New York, captioned "BLACK  
PANTHER PARTY - NEWTON FACTION, NEW YORK DIVISION,  
COMMUNICATIONS - TELEPHONE RECORDS, EM - BPP, OO: SF,"  
8/12/75, (LS 157-811-541)

BLACK PANTHER PARTY (BPP) - CLEAVER FACTION

Louisville report of SA [REDACTED] dated 1/15/74,  
captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK  
PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - BPP,"  
(LS 157-1397-810)

Louisville teletype to Director, FBI, captioned  
[REDACTED] aka; EM - BPP; KEY  
EXTREMIST, OO: LS," 3/7/74, (LS 157-1397-816)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned [REDACTED] EM - BPP," 3/15/74,  
(LS 157-1397-817)

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FD-306 of [REDACTED] 3/18/74,  
(LS 157-1397-818)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned "BLACK PANTHER PARTY, CLEAVER FACTION,  
EM, OO: NY," 4/9/74, (LS 157-1397-821)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned [REDACTED] EM - BPP; KEY.  
EXTREMIST, OO: LS," 4/15/74, (LS 157-1397-822)

Louisville letter to Director, FBI, captioned "BLACK  
PANTHER PARTY - CLEAVER FACTION, EM, OO: NY," 5/17/74,  
(LS 157-1397-825)



LS 62-2115

FD-306 of [REDACTED] 5/30/74,  
(LS 157-1397-826)

FD-306 of [REDACTED] 5/30/74,  
(LS 157-1397-827)

FD-306 of [REDACTED] 6/6/74,  
(LS 157-1397-828)

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FD-306 of [REDACTED] 6/25/74,  
(LS 157-1397-831)

Louisville report of SA [REDACTED] dated  
6/25/74, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP);  
BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - BPP,"  
(LS 157-1397-832)

FD-306 of [REDACTED] 7/16/74,  
(LS 157-1397-834)

FD-306 of [REDACTED] 9/25/74,  
(LS 157-1397-839)

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FD-306 of [REDACTED] 11/21/74,  
(LS 157-1397-843)

Louisville letter to Director, FBI, captioned "BLACK  
PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM, OO: NY,"  
11/22/74, (LS 157-1397-844)

Louisville report of SA [REDACTED] dated  
12/20/74, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP);  
BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM -  
BPP," (LS 157-1397-848)

Louisville report of SA [REDACTED] dated 8/12/75,  
captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK  
PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - BPP,"  
(LS 157-1397-868)

Memo of SA [REDACTED] to SAC, Louisville, captioned  
"BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), OO:  
NY," 2/4/76, (LS 157-1397-869)

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KENTUCKY BLACK PANTHER PARTY (KBPP);  
BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF)

FD-306 of [REDACTED] 1/8/74,  
(LS 157-1469-1274)



LS 62-2115

FD-306 of [REDACTED] 1/7/74,  
(LS 157-1469-1275)

Louisville report of SA [REDACTED] dated  
1/15/74, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP);  
BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM -  
BPP," (LS 157-1469-1278)

FD-306 of [REDACTED] 1/31/74,  
(LS 157-1469-1279)

FD-306 of [REDACTED] 3/5/74,  
(LS 157-1469-1280)

FD-306 of [REDACTED] 3/6/74,  
(LS 157-1469-1281)

FD-306 of [REDACTED] 3/5/74,  
(LS 157-1469-1282)

FD-306 of [REDACTED] 3/15/74,  
(LS 157-1469-1283)

FD-306 of [REDACTED] 3/15/74,  
(LS 157-1469-1284)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned [REDACTED] EM - BPP, OO: LS,"  
3/15/74, (LS 157-1469-1285)

FD-306 of [REDACTED] 3/18/74,  
(LS 157-1469-1286)

FD-306 of [REDACTED] 3/18/74,  
(LS 157-1469-1287)

FD-306 of [REDACTED] 3/19/74,  
(LS 157-1469-1288)

FD-306 of [REDACTED] 3/19/74,  
(LS 157-1469-1289)

FD-306 of [REDACTED] 3/27/74,  
(LS 157-1469-1291)

FD-306 of [REDACTED] 4/5/74,  
(LS 157-1469-1292)

FD-306 of [REDACTED] 4/10/74,  
(LS 157-1469-1293)

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LS 62-2115

Memo of Supervisor [ ] to SAC, Louisville,  
captioned "KENTUCKY BLACK PANTHER PARTY (KBPP), EM,  
OO: LS," 4/18/74, (LS 157-1469-1294)

FD-306 of [ ] 4/17/74,  
(LS 157-1469-1295)

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FD-306 of [ ] 4/18/74,  
(LS 157-1469-1296)

Louisville letter to Director, FBI, captioned  
"KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER  
PARTY - CLEAVER FACTION (BPP-CF), EM, OO: LS,"  
4/25/74, (LS 157-1469-1297)

FD-306 of [ ] 4/29/74,  
(LS 157-1469-1298)

FD-306 of [ ] 4/29/74,  
(LS 157-1469-1299)

FD-306 of [ ] 4/29/74,  
(LS 157-1469-1300)

FD-306 of [ ] 5/6/74,  
(LS 157-1469-1302)

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FD-306 of [ ] 5/6/74,  
(LS 157-1469-1303)

FD-306 of [ ] 5/6/74,  
(LS 157-1469-1304)

FD-306 of [ ] 5/10/74,  
(LS 157-1469-1306)

FD-306 of [ ] 5/10/74,  
(LS 157-1469-1307)

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Louisville teletype to Director, FBI, captioned  
"UJIMA LIBERATION ARMY; EM - UGW," 5/15/74,  
(LS 157-1469-1308)

FD-306 of [ ] 5/16/74,  
(LS 157-1469-1309)

FD-306 of [ ] 5/17/74,  
(LS 157-1469-1310)



LS 62-2115

FD-306 of [REDACTED] 5/17/74,  
(LS 157-1469-1311)

Louisville letter to Director, FBI, captioned "BLACK  
PANTHER PARTY - CLEAVER FACTION, EM, OO: NY," 5/17/74,  
(LS 157-1469-1312)

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FD-306 of [REDACTED] 5/21/74,  
(LS 157-1469-1313)

FD-306 of [REDACTED] 5/21/74,  
(LS 157-1469-1314)

Louisville letter to Director, FBI, captioned  
"CHARACTERIZATIONS OF SUBVERSIVE, EXTREMIST, KLAN,  
WHITE HATE AND MILITANT BLACK ORGANIZATIONS," 5/31/74,  
(LS 157-1469-1315)

FD-306 of [REDACTED] 6/14/74,  
(LS 157-1469-1316)

FD-306 of [REDACTED] 6/13/74,  
(LS 157-1469-1317)

FD-306 of [REDACTED] 6/17/74,  
(LS 157-1469-1318)

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FD-306 of [REDACTED] 6/17/74,  
(LS 157-1469-1319)

FD-306 of [REDACTED] 6/17/74,  
(LS 157-1469-1320)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned "CHANGED (INTRAOFFICE), [REDACTED]

[REDACTED] EM-BPP; KE; OO: LS," 6/19/74,  
(LS 157-1469-1321)

FD-306 of [REDACTED] 6/25/74,  
(LS 157-1469-1323)

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FD-306 of [REDACTED] 6/25/74,  
(LS 157-1469-1324)

FD-306 of [REDACTED] 6/25/74,  
(LS 157-1469-1325)

FD-306 of [REDACTED] 6/25/74,  
(LS 157-1469-1326)



LS 62-2115

Louisville report of SA [ ] dated 6/25/74, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - BPP," (LS 157-1469-1329)

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Memo of SA [ ] to SAC, Louisville, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - KBPP)," 6/28/74, (LS 157-1469-1330)

Louisville letter (FD-450) to Director, FBI, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM, OO: LS," 6/28/74, (LS 157-1469-1331)

FD-306 of [ ] 6/27/74,  
(LS 157-1469-1332)

FD-306 of [ ] 6/27/74,  
(LS 157-1469-1333)

FD-306 of [ ] 6/27/74,  
(LS 157-1469-1334)

FD-306 of [ ] 6/27/74,  
(LS 157-1469-1335)

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FD-306 of [ ] 6/27/74,  
(LS 157-1469-1336)

FD-306 of [ ] 7/3/74,  
(LS 157-1469-1337)

FD-306 of [ ] 7/16/74,  
(LS 157-1469-1340)

Memo of SA [ ] to SAC, Louisville, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM - KBPP," 7/26/74, (LS 157-1469-1341)

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Louisville letter to Director, FBI (FD-450), captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM, OO: LS," 6/28/74, (LS 157-1469-1342)

FD-306 of [ ] 7/30/74,  
(LS 157-1469-1343)



LS 62-2115

Louisville letter to Director, FBI, captioned  
"CHARACTERIZATIONS OF SUBVERSIVE ORGANIZATIONS AND  
PUBLICATIONS (THUMBNAIL SKETCHES), PREDICATIONS FOR  
INVESTIGATIONS," 8/7/74, (LS 157-1469-1344)

FD-306 of [REDACTED] 8/12/74,  
(LS 157-1469-1345)

FD-306 of [REDACTED] 8/20/74,  
(LS 157-1469-1346)

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FD-306 of [REDACTED] 8/20/74,  
(LS 157-1469-1347)

FD-306 of [REDACTED] 8/21/74,  
(LS 157-1469-1348)

FD-306 of [REDACTED] 8/20/74,  
(LS 157-1469-1349)

FD-306 of [REDACTED] 8/21/74,  
(LS 157-1469-1350)

FD-306 of [REDACTED] 8/20/74,  
(LS 157-1469-1351)

FD-306 of [REDACTED] 9/16/74,  
(LS 157-1469-1353)

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FD-306 of [REDACTED] 9/16/74,  
(LS 157-1469-1354)

FD-306 of [REDACTED] 9/16/74,  
(LS 157-1469-1355)

FD-306 of [REDACTED] 10/11/74,  
(LS 157-1469-1356)

FD-306 of [REDACTED] 10/22/74,  
(LS 157-1469-1357)

FD-306 of [REDACTED] 11/4/74,  
(LS 157-1469-1358)

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FD-306 of [REDACTED] 11/21/74,  
(LS 157-1469-1359)

Louisville report of SA [REDACTED] dated 12/20/74,  
captioned "KENTUCKY BLACK PANTHER PARTY (KBPP); BLACK  
PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM-BPP,"  
(LS 157-1469-1363)



LS 62-2115

FD-306 of [REDACTED] 2/14/75,  
(LS 157-1469-1366)

Memo of SA [REDACTED] captioned "COMPUTERIZED  
TELEPHONE NUMBER FILE (CTNF), NEW LEFT, BLACK AND OTHER  
ETHNIC EXTREMISTS," 2/21/75, (LS 157-1469-1367)

FD-306 of [REDACTED] 2/25/75,  
(LS 157-1469-1368)

Louisville letter to New Haven, captioned [REDACTED]  
[REDACTED]

[REDACTED] - FUGITIVE; UNSUB (1); NEW HAVEN SAVINGS  
BANK, WESTVILLE BRANCH, 36 FOUNTAIN STREET, NEW HAVEN,  
CONNECTICUT, 5/3/74, BR, OO: NH," BUFILE 91-51011,  
2/25/75, (LS 157-1469-1369)

FD-306 of [REDACTED] 4/16/75,  
(LS 157-1469-1371)

FD-306 of [REDACTED] 4/16/75,  
(LS 157-1469-1376)

FD-306 of [REDACTED] 4/24/75,  
(LS 157-1469-1377)

FD-306 of [REDACTED] 4/24/75,  
(LS 157-1469-1378)

FD-306 of [REDACTED] 4/9/75,  
(LS 157-1469-1379)

FD-306 of [REDACTED] 6/4/75,  
(LS 157-1469-1380)

FD-306 of [REDACTED] 6/4/75,  
(LS 157-1469-1381)

FD-306 of [REDACTED] 6/16/75,  
(LS 157-1469-1382)

FD-306 of [REDACTED] 6/16/75,  
(LS 157-1469-1383)

Louisville letter to Springfield, captioned "KENTUCKY  
BLACK PANTHER PARTY (KBPP), EM, OO: LS," Bufile  
157-24412, 7/9/75, (LS 157-1469-1384)

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LS 62-2115

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1385)

FD-306 of [REDACTED] 7/9/75,  
(LS 157-1469-1386)

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1387)

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1388)

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1389)

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1390)

FD-306 of [REDACTED] 7/8/75,  
(LS 157-1469-1391)

FD-306 of [REDACTED], 7/9/75,  
(LS 157-1469-1392)

FD-306 of [REDACTED] 7/10/75,  
(LS 157-1469-1393)

FD-306 of [REDACTED] 7/10/75,  
(LS 157-1469-1394)

FD-306 of [REDACTED] 7/10/75,  
(LS 157-1469-1395)

FD-306 of [REDACTED] 7/11/75,  
(LS 157-1469-1396)

Memo of Supervisor [REDACTED] to SAC, Louisville,  
captioned "DESEGREGATION OF PUBLIC SCHOOLS, LOUISVILLE  
(JEFFERSON COUNTY), KENTUCKY, PUBLIC EDUCATION - CIVIL  
RIGHTS ACT, 1964," 7/18/75, (LS 157-1469-1397)

Louisville letter to Director, FBI, captioned  
"CHARACTERIZATIONS OF SUBVERSIVE ORGANIZATIONS,"  
7/21/75, (LS 157-1469-1399)

FD-306 of [REDACTED] 7/29/75,  
(LS 157-1469-1401)

FD-306 of [REDACTED] 7/29/75,  
(LS 157-1469-1402)

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LS 62-2115

FD-306 of [REDACTED] 7/29/75,  
(LS 157-1469-1403)

Louisville report of SA [REDACTED] dated  
8/12/75, captioned "KENTUCKY BLACK PANTHER PARTY (KBPP);  
BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF),  
EM - BPP," (LS 157-1469-1406)

Louisville teletype to Director, FBI, captioned  
"DESEGREGATION OF PUBLIC SCHOOLS, LOUISVILLE (JEFFERSON  
COUNTY), KENTUCKY, POTENTIAL FOR VIOLENCE, SEPTEMBER,  
1975; CIVIL UNREST; PUBLIC EDUCATION - CIVIL RIGHTS  
ACT, 1964, INTERFERENCE WITH FEDERALLY PROTECTED  
ACTIVITIES, OO: LS," 8/22/75, (LS 157-1469-1409)

Memo of SA [REDACTED] captioned "KNIGHTS OF THE  
KU KLUX KLAN (KKKK), EM - KLAN, OO: NEW ORLEANS,"  
8/22/75, (LS 157-1469-1410)

FD-306 of [REDACTED] 8/25/75,  
(LS 157-1469-1411)

FD-306 of [REDACTED] 8/25/75,  
(LS 157-1469-1413)

Memo of SA [REDACTED] to SAC, Louisville,  
captioned "DESEGREGATION OF PUBLIC SCHOOLS,  
LOUISVILLE (JEFFERSON COUNTY), KENTUCKY, POTENTIAL  
FOR VIOLENCE, SEPTEMBER, 1975; CIVIL UNREST; PUBLIC  
EDUCATION - CIVIL RIGHTS ACT OF 1964; INTERFERENCE  
WITH FEDERALLY PROTECTED ACTIVITIES, OO: LOUISVILLE,"  
9/2/75, (LS 157-1469-1417)

FD-306 of [REDACTED] 9/5/75,  
(LS 157-1469-1418)

FD-306 of [REDACTED] 9/5/75,  
(LS 157-1469-1419)

Memo of SA [REDACTED] to SAC, Louisville, captioned  
"KNIGHTS OF THE KU KLUX KLAN, EM - KLAN, OO: NEW ORLEANS,"  
9/10/75, (LS 157-1469-1420)

FD-306 of [REDACTED] 7/25/75,  
(LS 157-1469-1422)

FD-306 of [REDACTED] 7/25/75,  
(LS 157-1469-1423)

FD-306 of [REDACTED] 12/18/75,  
(LS 157-1469-1424)

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LS 62-2115

FD-306 of [REDACTED] 12/31/75,  
(LS 157-1469-1425).

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The above copies of serials are being submitted pursuant to FBIHQ instructions contained in referenced airtel to Albany, 7/19/77, requiring a thorough review of all main and sub files regarding the Black Panther Party (BPP) and the ten named plaintiffs subsequent to 1/1/74. All of the above serials include intraoffice memoranda which were originated by the Louisville Division.

No references are being submitted at this time. No ELSUR logs or bulky files subsequent to 1/1/74 are in existence in the Louisville Division. Main and sub files containing public source material such as local newspaper clippings are not being submitted at this time.

Referenced Louisville teletype to the Bureau, dated 7/8/77, set forth information indicating an estimate of approximately 975 pages pertaining to the BPP since 1/1/74 are maintained in the Louisville Division. The tabulation included investigative data contained in LS 157-811B, Serials 1-36C and LS 157-811C, Serials 1-29B. At the conclusion of the survey conducted on 7/8/77, the above files were returned to closed files. Apparently, the files were inadvertently misfiled as LS 157-811C and LS 157-811B, Serials 1-29B, are now missing. LS 157-811A contains copies of "The Black Panther Party" newspaper and LS 157-811B contains the identities and locations of BPP chapters throughout the country. The contents of LS 157-811C are unknown.

The above files have been placed on special locate in the Louisville Division. Once the files are located same will be reviewed and if appropriate, copies will be expeditiously provided to the Bureau.



FBI

Date: July 27, 1977

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: Director, FBI (62-117442)  
 Attention: SA [redacted]  
 Special Projects Review Unit  
 Special Investigative Division

b6  
b7C

FROM: 2131w Legat, Paris (157-26) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., V.  
 EDWARD LEVI, et al  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 Buded: August 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RUC/JS

Re: Bureau airtel, July 19, 1977.

Enclosed are two copies each of communications originating in  
 the Paris Legat subsequent to January 1, 1974:

1. Paris letter to Bureau, March 12, 1974
2. Paris letter to Bureau, August 20, 1974
3. Paris memorandum to DST, September 10, 1974
4. Paris letter to Bureau, September 10, 1974
5. Paris memorandum to DST, November 12, 1974
6. Paris letter to Bureau, January 6, 1975
7. Paris cable to Bureau, February 21, 1975.
8. Paris letter to Bureau, July 16, 1975
8. Paris letter to Bureau, February 16, 1977

ENCLOSURE

REC-1

ST-126

7 AUG 2 1977

(3) - Bureau (Encs. 18)  
 (1 - Foreign Liaison Unit)  
 1 - Paris  
 FJW:CAK  
 (4)

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b7C[redacted]  
NAME CHECK

End + cc - 3852

Approved: \_\_\_\_\_

Sent \_\_\_\_\_ M Per \_\_\_\_\_

Special Agent in Charge



UNITED STATES GOVERNMENT

*pt* **Memorandum**

TO : DIRECTOR, FBI  
*NIS/2* ATTN: Legal Counsel Division  
FROM : SAC, WFO (62-10991) (P)

DATE: 8/3/77

SUBJECT: *0* BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET. AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

Remylet dated 6/10/77.

Civil Docket 76-2205, U.S. District Court for the  
District of Columbia (USDCDC) was reviewed on 8/1/77.

Nothing pertinent subsequent to that previously  
reported was noted.

WFO will follow captioned matter in USDCDC.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BMS

REC-1

ST-12

AUG 4 1977

*2* - Bureau  
1 - WFO  
BAO:mkg

(3)



5010-110

*122*  
Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



UNITED STATES GOVERNMENT

# Memorandum

TO : Mr. Fehl *2/27*

FROM :

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

DATE: 7-15-77

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

*WHP*

PURPOSE: To furnish Legal Counsel Division (LCD) a summary of progress by the Special Projects Review Unit (SPRU), Special Investigative Division (SID), in preparation for discovery in captioned civil matter.

SYNOPSIS: Captioned lawsuit was filed in the U. S. District Court, District of Columbia, on 12-1-76, alleging conspiracy on the part of certain high level Government officials to ruin the Black Panther Party (BPP) politically and financially. Plaintiffs have served a broad discovery request upon the defendants which the court has ordered completed by 9-25-77. The Departmental Attorney handling this suit has requested that the FBI prepare an estimate of the number of pages of documents involved in this request, as well as the number of man-hours necessary to prepare them for disclosure. The Departmental Attorney also requested that all documents relating to this discovery request dated after 1-1-74, be immediately prepared for production. Estimated page count, man-hour requirements, and cost set out.

Enc. *1/19/77* **ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RSP/OUT**

- 1 - Mr. Held  
1 - Mr. Adams  
1 - Mr. McDermott  
1 - Mr. Long  
2 - Mr. Mintz (route through for review)  
Attn:

b6  
b7C

ST-126

- 1 - Mr. Decker  
1 - Mr. Bassett  
1 - Mr. Fehl

1 -   
1 -

CONTINUED - OVER

6 JUL 25 1977



WDB:rsm:amo (IX)  
(13)

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



Memorandum to Mr. Fehl  
Re: Black Panther Party, et al., v.  
Edward Levi, et al.

RECOMMENDATIONS:

1) That LCD furnish estimates contained herein  
to the Departmental Attorney per his request for assistance  
in filing appropriate motions.

**APPROVED:**

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

2) That, if approved, the attached airtel be  
sent to all offices in order that the first phase of dis-  
covery can proceed.

**APPROVED:**

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_



Memorandum to Mr. Fehl  
 Re: Black Panther Party, et al., v.  
 Edward Levi, et al.

DETAILS: Review of pertinent FBIHQ, Legat, and Field Office files shows the following estimated number of pages to be reviewed for discovery in this matter. Figures are set out in two phases per request of the Departmental Attorney.

<u>PLAINTIFF</u>	<u>POST 1-1-74</u>	<u>PRE 1-1-74</u>	<u>TOTAL</u>
Black Panther Party	79,472	1,368,768	1,448,240
Huey P. Newton	2,646	46,248	48,894
<div style="border: 1px solid black; width: 200px; height: 80px; display: flex; align-items: center; justify-content: center;">[REDACTED]</div>	945	12,399	13,344
	878	3,892	4,770
	233	1,344	1,577
	b6 9	252	261
	b7C 51	92	143
John George	170	802	972
<div style="border: 1px solid black; width: 220px; height: 50px; display: flex; align-items: center; justify-content: center;">[REDACTED]</div>	156	1,411	1,567
	451	680	1,131
	1,003	2,530	3,533
<b>TOTAL</b>	<b>86,014</b>	<b>1,438,418</b>	<b>1,524,432</b>

The following list sets forth the number of man-hours which will need to be expended to accomplish each phase of discovery:

	<u>PAGES PER</u> <u>MAN DAY</u>	<u>MAN DAYS</u> <u>POST 1-1-74</u>	<u>MAN DAYS</u> <u>PRE 1-1-74</u>	<u>TOTAL</u> <u>MAN YEARS</u>
Field Office Review Time	1000	75.1	1249.4	5.3
Field Office Xerox Time	2000	37.5	624.7	2.6
FBIHQ Review Time-				
Document Classification				
Review Unit (DCRU)	300	286.7	4794.7	20.3
FBIHQ Review Time-SPRU	175	491.5	8219.5	34.8
FBIHQ Xerox Time	2000	43.0	719.2	3.0
<b>TOTAL</b>		<b>933.8</b>	<b>15,607.5</b>	<b>66.0</b>



Memorandum to Mr. Fehl  
Re: Black Panther Party, et al., v.  
Edward Levi, et al.

The following data is set out as an estimate of  
the total cost of discovery in this matter.

	<u>Post 1-1-74</u>	<u>Pre 1-1-74</u>	<u>TOTAL</u>
Xerox Cost (5¢ per copy)	8,601	143,842	152,443
Mailing Cost (\$15.73 per 4000 pages)	338	4,913	5,251
Field Office Clerical Cost (GS-4 level \$9000 per year)	4,053	67,467	71,520
FBIHQ Review Cost (GS-10 level \$17,000 per year)	52,918	884,966	937,884
FBIHQ Clerical Cost (GS-4 level \$9000 per year)	<u>1,548</u>	<u>25,891</u>	<u>27,439</u>
TOTAL COST	\$67,458	\$1,127,079	\$1,194,537

The above time and cost estimates do not take into  
consideration certain time and costs of Agent supervisory  
personnel in SID or LCD.

Approval of the attached airtel will instruct all  
field offices to immediately begin review of pertinent material  
subsequent to 1-1-74 and furnish FBIHQ with two Xerox copies of  
each document originated by that field office in order that  
DCRU and SPRU may begin appropriate preparation of documents  
for discovery.



airtel

1 - Mr. Held  
1 - Mr. Adams  
1 - Mr. McDermott  
1 - Mr. Long  
2 - Mr. Mintz

1 - Mr. Decker  
1 - Mr. Bassett  
1 - Mr. Fehl  
1 - [redacted]  
7-19-77

Attn: [redacted]

1 - [redacted]  
1 - [redacted]

b6  
b7C

To: SAC, Albany

From: Director, FBI (62-117442)

BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

#200367  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 7/2/82 BY SP8 BTJ/dp  
9803 RDD/ams 9/7/93 #3405776

ReBuairtel to Albany dated 2/8/77, and  
Butel 7/6/77.

Captioned lawsuit was filed in the U. S. District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high level Government officials to ruin the Black Panther Party (BPP) politically and financially. Plaintiffs have served a broad discovery request upon the defendants which the Court has ordered completed by 9/25/77.

In view of the deadline imposed by the Court in this case and due to the fact that the hearing of defendants' motion to suppress discovery may not be heard for at least one month and then could be denied, the Departmental Attorneys have requested that discovery procedures be immediately implemented on all material regarding the plaintiffs in this matter dated 1/1/74, or subsequent thereto.

In order to preclude unnecessary duplication of effort, each office should review all main and sub files regarding the BPP and the ten named plaintiffs subsequent to 1/1/74, and send FBIHQ two good Xerox copies of each communication (including intra-office memoranda) which was originated by that office. Each communication should be individually stapled and submitted to FBIHQ in date order, beginning with 1/1/74.

2 - All Offices and Legats

NOTE: See cover memorandum [redacted] to Mr. Fehl dated 7-15-77, re Black Panther Party, et al. WDB:rsm:amo

WDB:rsm:amo (IX)

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

APPROVED: [redacted]

Director \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
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Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

b6  
b7C

57 AUG 15 1977

TELETYPE UNIT ☐



Airtel to Albany  
Re: Black Panther Party, et al. v.  
Edward Levi, et al.

No references, bulky files, or ELSUR Logs should be submitted at this time. These items will be requested at a later date after the Departmental Attorney has made a decision regarding the necessity of producing this type of material. Each office should advise FBIHQ in the cover airtel submitting requested documents of the existence of ELSUR Logs subsequent to 1/1/74, and of the type of material maintained in bulky files by that office. If a sub file contains only public source material, such as newspaper clippings, do not furnish it at this time.

No excising should be done by the field offices since the enormous volume of material to be prepared would not allow some offices to carry out normal investigative duties. All material will be reviewed for proper classification and excisions by the Special Projects Review Unit, Special Investigative Division, at FBIHQ.

All offices are to complete this review and submit requested documents to reach FBIHQ by 8/8/77. In addition, sufficient manpower should be assigned to complete this review at an earlier date, if possible. Any office unable to meet this deadline should furnish a progress report giving an estimated time of completion.

Cover airtels for the documents should be marked for the attention of SA [redacted] Special Projects Review Unit, Special Investigative Division.

b6  
b7C

For assistance, the plaintiffs in this case are set out as follows: Black Panther Party, Huey P. Newton, Elaine Brown, Donald Freed, Berton Schneider, Thomas Gladwin, Flora Gladwin, John George, Father Earl Neil, John Huggins, and Elizabeth Huggins.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/29/77

TO: DIRECTOR, FBI (62-117442)  
 Attn: SA   
 Special Projects Review Unit  
 Special Investigative Division

b6  
b7C

FROM: SAC, SAN ANTONIO (62-3995) (RUC)

RE: <sup>2</sup> BLACK PANTHER PARTY, ET AL., V.  
 EDWARD LEVI, ET AL.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DNJ

BUDED: 8/8/77

ReBuairtel to AL, 7/19/77.

Enclosed for the Bureau are two copies each of documents requested in re communication.

San Antonio files regarding the Black Panther Party and the 10 named plaintiffs subsequent to 1/1/74, contain no elsur logs or bulky files.

② - Bureau (Encs. <sup>ENCLOSURE</sup> 4)  
 1 - SA  
 CG/ies  
 (3)

REC-70

20 AUG 3 1977

EX-132



b6  
b7C

*Encl 7 cc-3852*

Approved: *[Signature]*

Transmitted \_\_\_\_\_  
 (Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/1/77

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, ATLANTA (62-2962) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 Buded: August 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/MLT

Re Buairtel to Albany, 7/19/77.

Enclosed for FBIHQ are four separate packets of two Xerox copies each of communications originated by Atlanta pertaining to captioned matter, dated subsequent to 1/1/74. These communications are as follows:

<u>AT File</u>	<u>Caption</u>	<u>Communication</u>	<u>Date</u>
100-7182	COUNTERINTEL- LIGENCE PROGRAM- BLACK NATIONALIST HATE GROUPS	Atlanta letter to Director, captioned, "COUNTERINTELLIGENCE PROGRAM-BLACK NATIONALIST HATE GROUPS"	1/16/75
157-4690	COUNTERINTEL- LIGENCE PROGRAM- BLACK EXTREMISTS	Atlanta letter to Director, captioned, "COUNTERINTELLIGENCE PROGRAM (COINTELPRO), BLACK NATIONALIST HATE GROUPS"	1/16/75

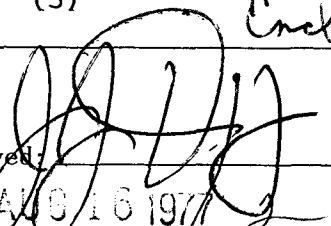
② - Bureau (Enc. 4)  
 1 - Atlanta  
 REF/lru  
 (3)

SI-126

REC-70

AUG 3 1977

Enc 4 cc - 3852

Approved: 

Transmitted

(Number)

(Time)

Per 

56 AUG 16 1977



AT 62-2962

<u>AT File</u>	<u>Caption</u>	<u>Communication</u>	<u>Date</u>
157-4690	COUNTERINTELLIGENCE PROGRAM-BLACK EXTREMISTS	Atlanta teletype to the Director, captioned, "JANE FONDA V. L. PATRICK GRAY, ET AL, (U.S.D.C., C.D. CALIFORNIA) CIVIL ACTION FILE NO. 73- 2442-MML	1/20/76
157-5241	BLACK PANTHER PARTY - CLEAVER FACTION	Atlanta letter to the Director, cap- tioned, "BLACK PANTHER PARTY - CLEAVER FACTION	4/30/74
		Atlanta memo of SA [REDACTED] captioned, "BLACK PANTHER PARTY - CLEAVER FACTION"	3/20/75 b6 b7C
157-4542	BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM	Atlanta letter to the Director, cap- tioned, "AFRICAN PEOPLES NATIONAL FRONT, aka African National Liberation Front"	1/21/74
		Atlanta memo of SA [REDACTED] cap- tioned, [REDACTED]	2/10/76
		Atlanta airtel and LHM to the Bureau, captioned, [REDACTED] [REDACTED] aka"	3/15/74 b6 b7C
		Memo of SA [REDACTED] [REDACTED] captioned, "BLACK PANTHER PARTY- ATLANTA DIVISION"	4/29/74



AT 62-2962

<u>AT File</u>	<u>Caption</u>	<u>Communication</u>	<u>Date</u>
157-4542	BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM	Atlanta FD-209 of SA [redacted] [redacted] cap- tioned, "AT 2868-C"	5/31/74
		Atlanta memo of SA [redacted] captioned, "BLACK PANTHER PARTY (BPP)	6/26/74
		Atlanta letter to the Director, cap- tioned, "BLACK PANTHER PARTY - ATLANTA DIVISION"	7/24/74

b6  
b7c

Atlanta has no elsur logs pertaining to captioned matter subsequent to 1/1/74. Atlanta, likewise, has no bulky files pertaining to captioned matter.



F B I

Date: 8/1/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO

DIRECTOR, FBI (ATTN: SA [redacted])  
SPECIAL PROJECTS REVIEW UNIT, SPECIAL  
INVESTIGATIVE DIVISION

FROM

LEGAT, LONDON (100-4292) (RUC)

BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

ReBuairtel 7/19/77 to SAC Albany.

Enclosed herewith are two copies each of six communications that are contained in London file 157-153, relating to HUEY PERCY NEWTON. These serials are the only pertinent ones in the London file for the period subsequent to 1/1/74.

Legat, London files contain no ELSUR Logs nor any other material that pertain to any of the defendants in captioned matter.

REC-70

62-117442-125x

9 AUG 21 1977

~~CONFIDENTIAL MATERIAL ATTACHED~~

- ③ - Bureau (12 encls)  
(1 - Foreign Liaison Unit)  
1 - London  
WAK:rn  
(4)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/17/93 BY 9803 RCD/BJD

Approved: \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_  
Special Agent in Charge

54

57

b6  
b7c

1 CC + Encls. 5438



F B I

Date: 8/2/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, BOSTON (62-5539)

SUBJECT: THE BLACK PANTHER PARTY, ETAL,  
 VERSUS  
 EDWARD LEVI, ETAL  
 (U.S.D.C. D.C.)  
 CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 [REDACTED] PMJ

Re Bureau airtel to Albany dated 7/19/77.

Enclosed herewith are two copies of all communications  
 originating in the Boston Office concerning captioned organization and  
 plaintiffs which are dated subsequent to January 1, 1974.

Enclosed also are 7 serials concerning HUEY P. NEWTON, which are  
 copies of newspaper articles subsequent to January 1, 1974.

There are no ELSUR logs regarding captioned organization or  
 individuals subsequent to January 1, 1974.

No Boston information contained in bulky material subsequent to  
 January 1, 1974.

② - Bureau (Encs. )  
 1 - Boston  
 EFF:pd  
 (3)

ST-126

REC-70

AUG 4 1977

b6  
 b7C

Approved: Richard F. Bate/AC  
 Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

56 AUG 16 1977



FBI

## TRANSMISSION VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/3/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
 b7C

FROM: SAC, BUFFALO (62-2711) (P)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RLS/KMD

ReBuairtel to Albany dated 7/19/77, and captioned as above.

Enclosed for the Bureau, as requested, are two good Xerox copies each, individually stapled, of communications originated by the Buffalo Office, subsequent to 1/1/74, in date order:

Buffalo memorandum of SA [REDACTED]  
 dated 1/16/74, captioned [REDACTED]  
 [REDACTED] EM, OO: LOS ANGELES;"

Printout of group name check concerning  
 [REDACTED] dated 1/15/74;

Buffalo memorandum of SA [REDACTED]  
 dated 1/22/74, captioned "CHANGED, [REDACTED]  
 [REDACTED] EM - BPP;" SI-126

Buffalo memorandum of SA [REDACTED]  
 dated 1/24/74, captioned "BLACK PANTHER  
 PARTY (BPP) EM;"

b6  
 b7C

② - Bureau (Encs. 11)  
 1 - Buffalo  
 WPC:mcz  
 (3)

Encl + cc - 3852

AUG 5 1977

Approved: 2

Transmitted

(Number)

(Time)

Per

56 AUG 6 1977



BU 62-2711

Buffalo memorandum of SA [redacted]  
dated 2/28/74, captioned [redacted]  
[redacted] EM - BPP - CLEAVER FACTION,  
KEY EXTREMIST;"

Buffalo letter to Los Angeles dated 3/4/74,  
captioned [redacted] EM,  
OO: LOS ANGELES;"

Buffalo memorandum of SA [redacted]  
dated 3/20/74, captioned "BLACK PANTHER  
PARTY - CLEAVER FACTION, EXTREMIST MATTER;"

Buffalo memorandum of SA [redacted]  
dated 5/31/74, captioned "BLACK PANTHER  
PARTY (BPP), CLEAVER FACTION (CE), EM,  
OO: NEW YORK;"

Buffalo memorandum of SA [redacted]  
dated 7/26/74, captioned "BLACK PANTHER  
PARTY (BPP), CLEAVER FACTION (CF), EM;"

Buffalo letter to the Bureau dated 2/3/75,  
captioned "BLACK PANTHER PARTY - CLEAVER FACTION,  
EM, OO: NEW YORK;"

Buffalo letter to San Francisco dated 7/22/75,  
captioned "BLACK PANTHER PARTY - NEWTON FACTION,  
NEW YORK DIVISION, COMMUNICATIONS - TELEPHONE  
RECORDS, EIU - BPP, OO: SAN FRANCISCO,"

Office has no [redacted] information of the Bureau, the Buffalo  
logs or bulky files subsequent to 1/1/74.

b6  
b7C



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/3/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: *S* LEGAT, TOKYO (157-7)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RBN/DMW

Re Bureau airtel to Albany, dated 7/19/77.

Enclosed herewith for the Bureau are two copies each of 21 serials and attachments per request in referenced airtel. Enclosed serials are contained in Legat, Tokyo file 157-7, Bureau file 105-165706, captioned Black Panther Party - Racial Matters.

It is noted that this file was located during recent search to assure accurate response to current request set out in referenced airtel. A second Black Panther Party - International Relations (Tokyo file 157-100, Bureau file 105-165706) closed in 1972, was maintained in the Tokyo Office and details regarding this file have previously been furnished to the Bureau. It is noted that Tokyo file 157-7 contains 100 serials in addition to those being enclosed herewith which are dated prior to 1/1/74.

It is noted that Tokyo has no ELSUR logs or bulky exhibits relating to plaintiffs in captioned matter.

3 - Bureau (Enc.-42)  
 (1 - Foreign Liaison Unit)  
 2 - Tokyo (157-7)  
 1 - 157-100  
 NLC/dmw  
 (5)

ENCLOSURE

2 AUG 16 1977



b6  
b7C

NAME CHECK

1cc 4 Encls 5438

Approved: 57

Transmitted \_\_\_\_\_ (Number) (Time)

Per \_\_\_\_\_



TOK 157-7

It is further noted that all serials in the remaining Tokyo files relating to plaintiffs are dated prior to 1/1/74, except for those communications responding to recent Bureau inquiries resulting from the filing of captioned civil suit and the subsequent discovery request.

For information of the Bureau, the following is an update regarding Tokyo files containing information regarding plaintiffs in captioned matter:

<u>File</u>	<u>Estimated Pages 1/1/74 to Present</u>	<u>Estimated Pages Prior to 1/1/74</u>
BLACK PANTHER PARTY EM TOKfile 157-7 BUfile 105-165706	50	100
BLACK PANTHER PARTY - INTERNATIONAL RELATIONS EM TOKfile 157-100 BUfile 105-165706 Sub 84	10*	135
<div data-bbox="251 1249 652 1495" style="border: 1px solid black; width: 243px; height: 117px; display: flex; align-items: center; justify-content: center;">[Redacted]</div>	0	3
	b6 b7C	
	0	2
HUEY P. NEWTON EM TOKfile 157-96	0	15

\*These serials consist of Bureau requests and responses thereto resulting from captioned civil suit and subsequent discovery request.



F B I

Date: 8/2/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO : DIRECTOR, FBI (62-117442) (ATTN: SA [REDACTED])  
 FROM : SAC, CHICAGO (62-7394) SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

SUBJECT: BLACK PANTHER PARTY,  
 et al, v.  
 EDWARD LEVI, et al.  
 U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

(Buded: 8/8/77)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RND/...

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two Xerox  
 copies of each communication originated by Chicago,  
 subsequent to 1/1/74, regarding the Black Panther  
 Party (BPP) main and sub files and related files.

For the Bureau's information, Chicago file  
 157-1291 Sub A (BPP) is the only sub file containing  
 information subsequent to 1/1/74. This Sub A file  
 consists of newspaper clippings, the last serial being  
 dated 1/6/76. In accordance with instructions in  
 referenced airtel these are not being furnished at this  
 time.

ENCLOSURE

ST-126

REC-70

3 AUG 4 1977

b6  
b7C

2-Bureau (Encs.) (RM)  
 1-Chicago

RTP/hmm  
 (3)

Encl 4 cc-3852

NAME CHECK

Approved: [Signature]  
 Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

56 AUG 16 1977



With regard to plaintiffs in this case, the Chicago Division does not have main files regarding these individuals with the exception of HUEY P. NEWTON and [REDACTED]

b6  
b7C

[REDACTED] contains no serials dated subsequent to 1/1/74. Xerox copies of material originated by Chicago, subsequent to 1/1/74, from Chicago file 157-3765 (HUEY P. NEWTON) are enclosed.

There are no Elsur Logs maintained at Chicago subsequent to 1/1/74, pertaining to plaintiffs in this case.

The following is the type of material maintained in the Bulky Exhibits:

157-1291-1B2: Tape recording of meeting at Sandburg Hall, Northern Illinois University, DeKalb, Illinois, on 11/26/68. Speaker AARON DIXON.

157-1291-1B3: Envelope 4, copies of "Black Panther Party" newspaper from 10/3/70.

1B3: Envelope 5, copies of "Black Panther Party" newspaper from 12/18/70 - 8/19/72.

1B3: Binder 1, Copies of "Black Panther Party" newspaper from 12/23/72-6/30/73.

1B3: Binder 2, copies of "Black Panther Party" newspaper from 7/7/73 - 3/25/74.

1B5: 12 pages of pencil handwritten outline for "The Destruction of the Power Structure of the State of Illinois" and related BPP topics.



FBI

Date: 7/27/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 FROM: SAC, CLEVELAND (62-2446) (RUC)  
 RE: BLACK PANTHER PARTY;  
 ET AL, vs.  
 EDWARD LEVI; ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO.76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/aw

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of the below-listed serials (arranged in date order), which were obtained from a review of pertinent Black Panther Party main and sub files and related files conducted in accordance with instructions set forth in referenced airtel:

157-797-2572, 2574, 2575, 2576, 2577, 2578, 2579,  
 2580, 2581, 2582, 2584, 2585, 2586, 2587, 2588, 2590, 2591

157-2678-760, 761, 764

157-3829-45

157-3828-40

157-3072-289, 290, 292

157-3930-215, 217, 222, 228

SI-126

**ENCLOSURE**

2 - Bureau (Enc. 1)  
 1 - Cleveland

RGS:dlr

(3)

Encl + CC - 3852

Approved: \_\_\_\_\_  
 Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

56 AUG 16 1977



CV 62-2446

Cleveland has no ELSUR logs subsequent to 1/1/74.

The Bulky Exhibit Section of the Black Panther Party file in Cleveland contains only tapes and pen registers obtained from ELSUR coverage in 1970.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/26/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: SAC, DENVER (157-160)(RUC)

BLACK PANTHER PARTY, ET AL., V.  
 EDWARD LEVI, ET AL.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NUMBER 76-2205  
 BUDED: 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DMJ

ReBuairtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of the following serials which meet the criteria of referenced airtel:

DN 157-806-83, 87, 88, 90, 91, 92, 94, 95, 96, 97;

DN 157-160-3099, 3101, 3102, 3104, 3106, 3107, 3113, 3116.

Denver Division has no ELSUR Logs or bulky files on captioned plaintiffs subsequent to 1/1/74.

2 - Bureau (Enc. 36)(RM)  
 1 - Denver

DAB:jeg  
 (3)

SI-126

REC-70

8/2  
 JUL 30 1977

End 4cc - 3852

b6  
b7C

Approved: 2

Transmitted \_\_\_\_\_

(Number)

(Time)

NAME BLECH



FBI

Date: 8/4/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)

Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442) (ATTN: SA [REDACTED])

FROM: SAC, DETROIT (62-5248)

SUBJECT: BLACK PANTHER PARTY, ET AL, V.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION NUMBER 76-2205  
BUDED 8/8/77

Re Buairtel of 7/19/77.

Enclosed for the Bureau is one packet of documents consisting of 56 items. Detroit has no elsur logs which were prepared subsequent to 1/1/74. Detroit has two 1A envelopes prepared subsequent to 1/1/74 consisting of photographs.

An itemized inventory of Detroit's packet follows:

- 1). Detroit airtel to Director, 1/4/74.
- 2). Detroit airtel to New York, 1/7/74.
- 3). FD-306 dated 1/14/74.
- 4). FD-306 dated 1/15/74.
- 5). FD-306 dated 1/15/74.
- 6). FD-306, dated 1/16/74.
- 7). FD-306, dated 1/16/74.
- 8). FD-306, dated 1/22/74.
- 9). FD-306, dated 1/22/74.
- 10). Detroit airtel to Director, 1/22/74.
- 11). Detroit airtel to Director, 1/29/74.

③ - Bureau (RM)  
(1 - Package)  
2 - Detroit  
RWM/db  
(5)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DWJ

SI-126

NAME: [REDACTED] CHECK

b6  
b7c

Encl & cc - 3852

REC-70

117442-131

50 AUG 16 1977

Approved: \_\_\_\_\_  
Special Agent in Charge

Sent \_\_\_\_\_

17 AUG 10 1977  
M Per \_\_\_\_\_



- 12). FD-306, dated 1/29/74.
- 13). FD-306, dated 2/4/74.
- 14). Detroit airtel to Director, 2/5/74.
- 15). Detroit memo of SA [redacted] 2/12/74. b6
- 16). FD-306, dated 2/12/74. b7C
- 17). Detroit memo of Supervisor [redacted] 2/12/74.
- 18). FD-306, dated 2/19/74.
- 19). FD-306, dated 2/27/74.
- 20). FD-306, dated 2/27/74.
- 21). FD-306, dated 2/28/74.
- 22). ED-306, dated 3/13/74).
- 23). FD-450, dated 3/14/74.
- 24). FD-306, dated 3/14/74.
- 25). FD-306, dated 3/14/74.
- 26). FD-306, dated 3/14/74.
- 27). FD-306, dated 3/14/74.
- 28). FD-306, dated 3/18/74.
- 29). FD-450, dated 3/19/74.
- 30). FD-450, dated 3/19/74.
- 31). FD-450, dated 3/19/74.
- 32). FD-450, dated 3/19/74.
- 33). FD-306, dated 3/26/74.
- 34). Detroit memo of SA [redacted] 3/29/74.
- 35). Detroit airtel to Director, 4/4/74.
- 36). FD-306, dated 4/15/74.
- 37). FD-306, dated 5/28/74. b6
- 38). Detroit airtel to Director, 6/11/74. b7C
- 39). Detroit letter to Director, 6/28/74.
- 40). Detroit airtel to Director, 7/3/74.
- 41). Detroit report of SA [redacted] 7/9/74.
- 42). FD-306, dated 9/24/74.
- 43). FD-306, dated 11/4/74.
- 44). FD-306, dated 1/7/75.
- 45). FD-306, dated 1/28/75.
- 46). Detroit letter to New York, 2/19/75.
- 47). FD-306, dated 3/7/75.
- 48). Detroit teletype to Chicago, 7/9/75.
- 49). FD-306, dated 11/19/75.
- 50). FD-306, dated 12/15/75.
- 51). FD-306, dated 12/16/75.
- 52). FD-306, dated 12/22/75.
- 53). Detroit teletype to Director, 6/4/76.
- 54). FD-306, dated 6/22/76.
- 55). Detroit memo of SA [redacted] 6/22/76. b6
- 56). FD-306, dated 12/10/76. b7C



FBI

Date: 7/28/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SPECIAL AGENT [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7C

FROM: SAC, EL PASO (157-211) (RUC)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/STW

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each  
 of the following:

1. El Paso airtel to the Bureau, 3/14/74,  
 entitled, "BLACK PANTHER PARTY  
 TRAVEL OF LEADERSHIP, EM-BPP" (El Paso  
 file 157-211).
2. El Paso memo of SA [REDACTED]  
 dated 1/10/74, entitled, "BLACK PANTHER  
 PARTY (BPP) CLEAVER FACTION (CF)  
 EM, OO: NY" (El Paso file 157-374).
3. El Paso airtel to Bureau dated 4/23/74,  
 entitled, "BLACK PANTHER PARTY -  
 CLEAVER FACTION, EXTREMIST MATTER"  
 (OO: NY) (El Paso file 157-374)

b6  
b7C

The El Paso Office has no ELSUR logs subsequent  
 to January 1, 1974, concerning captioned matter.

It also has no material in bulky exhibits concerning  
 captioned matter.

Enc + cc - 3852

2- Bureau (Enc. 6)  
 1- El Paso  
 DFB:gc (3)

ENCLOSURE

REC-70

SI-126

Approved: *[Signature]*

Special Agent in Charge

Sent \_\_\_\_\_

M

R

580-992

b6  
b7C



## memorandum

DATE: 8/2/77

REPLY TO  
ATTN OF: SAC, HOUSTON (62-3128)(RUC)

2/8  
SUBJECT: BLACK PANTHER PARTY, ET AL, V.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
X96 CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

TO: DIRECTOR, FBI (62-117442)  
ATTENTION: [REDACTED]

b6  
b7C

SPECIAL PROJECTS REVIEW UNIT  
SPECIAL INVESTIGATIVE DIVISION

Enclosed for the Bureau are two copies each of  
serials pertaining to captioned matter dated 1/1/74 and  
subsequent thereto.

The serials furnished are in chronological order  
and have been put on separate file backs according to each  
particular file from which they were obtained.

The Houston Office has no elsur logs subsequent  
to 1/1/74 or bulky files pertaining to captioned matter.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/AMJ

SI-126

REC-70

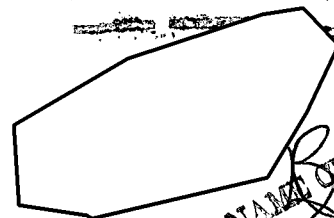
62-117442-133

3 AUG 5 1977

b6  
b7C

2 - Bureau (Encs)  
1 - Houston  
DCS:daf  
(3)

Bulky  
ENCLOSURE



NAME CHECK



Encl & CC - 3852  
2 Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan  
36 AUG 16 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/1/77

TO: DIRECTOR, FBI (62-117442)  
 Attention: SA   
 Special Projects Review Unit  
 Special Investigative Unit

b6  
 b7C

FROM: SAC, INDIANAPOLIS (157-1061) (RUC)

BLACK PANTER PARTY,  
 ET AL, v.  
 EDWARD LEVI,  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NUMBER 76-2205  
 BUDED: 8/8/77

Re Bureau airtel to Albany, 7/19/77, captioned as above.

Enclosed for the Bureau are two Xerox copies of each of 18 communications (including intra-office memoranda), which were originated by this Office.

Indianapolis has no bulky files or ELSUR logs subsequent to 1/1/74.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/antj

ST-126

REC-70

62-117442-134

7 AUG 3 1977

2 - Bureau (Enc. 36)  
 1 - Indianapolis

SEALED ENCL

DDS/jae  
 (3)

[N]

b6  
 b7C

Encl &amp; cc. 3852

LEGAL COUNSEL

Approved: J. R. [signature]

Transmitted \_\_\_\_\_ (Number) (Time)

Per \_\_\_\_\_

56 AUG 16 1977



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (62-117442) DATE: 7/28/77  
(ATTENTION: SA [REDACTED] SPECIAL PROJECTS REVIEW UNIT, b6  
SPECIAL INVESTIGATIVE DIVISION) b7C

FROM : SAC, JACKSON (62-549) (P)

SUBJECT: BLACK PANTHER PARTY, ET AL., V.  
EDWARD LEVI, ET AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

Re Bureau letter to all offices 7/19/77.

Enclosed for the Bureau are two copies each of 20 documents concerning the Black Panther Party or of any listed plaintiffs originated by this office since January, 1974.

No ELSUR Logs or bulky files maintained by this office.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/AMJ

ST-126

End & cc - 3852

(2) - Bureau (Encs. 40)  
2 - Jackson  
CS/bz (4)



5010-108-02

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



FBI

Date: 7/28/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: LEGAT, CARACAS (62-0-13)

BLACK PANTHER PARTY, ET AL, v.  
 EDWARD LEVI, ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 R [REDACTED]

ReBuairtel 7/19/77.

Enclosed are two copies each of the following communica-  
 tions which were originated by Legat, Caracas:

CARlet to Director, 10/31/75;

CAR memorandum to DEA, Caracas, 7/19/76;

Blind memorandum as enclosure to memo to DEA, Caracas.

No other communications located in Caracas files pertain-  
 ing to other nine plaintiffs of the Black Panther Party. 135

REC-68

2 AUG 12 1977

- ② - Bureau (Enc. 6)  
 2 - Caracas (1 - 62-0-13;  
 1 - 88-59, Newton)

WTP:jst  
 (4)

1 CC + Encs. 5438

b6  
 b7C

Approved: \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_

Special Agent in Charge



## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/4/77

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA   
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, MINNEAPOLIS (62-4079)

SUBJECT: <sup>2-20 off 54</sup> BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

BUDED: 8/8/77

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are xerox copies of four Minneapolis files (two copies each), making a total of eight enclosures.

A review of the Minneapolis files reveals no ELSUR Logs exist for review, and regarding bulky files, 1-A Sections, etc., Minneapolis has nothing of significance.

SI-126

REC-70

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/PAJ

AUG 8 1977

2 Bureau (Enc. 8) (RM)  
 1 - Minneapolis  
 VDV:ras  
 (3)

Encl &amp; CC - 3852

b6  
 b7C

Approved: J

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

56 AUG 16 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

AIRTEL

Date 8/2/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED] SPECIAL PROJECTS  
 REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: SAC, NORFOLK (62-1071) (RUC)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/OWJ

ReBuairtel to Albany dated 7/19/77.

Pursuant to instructions in referenced Buairtel,  
 transmitted under separate cover are two Xerox copies each  
 of the following correspondence originated by the Norfolk  
 Division:

Memorandum, [REDACTED] 2/11/74, NF 157-2496-172;  
 Letter to New York, "BLACK PANTHER PARTY - CLEAVER  
 FACTION, EM", 3/1/74, NF 157-2496-157;  
 Letter to Newark, "BLACK PANTHER PARTY; EM", 3/12/74,  
 NF 157-1396-721;  
 Memorandum, "BLACK PANTHER PARTY - CLEAVER FACTION,  
 EM", 3/19/74, NF 157-2496-160;  
 Memorandum, [REDACTED] 3/19/74, NF 157-2496-163;  
 Memorandum, [REDACTED] 3/19/74, NF 157-2496-165;  
 Memorandum, [REDACTED] 4/15/74, NF 157-2496-170;  
 Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER  
 FACTION, EM", 4/23/74, NF 157-2496-174;

b2  
b7D

③ - Bureau (1 - package)  
 1 - Norfolk

HAW:dbi  
 (4)

Encl 4 CC-3852

REC-70

157-117442-137

b6  
b7C

Approved: 57 AUG 15 1977

Transmitted

(Number)

(Time)

Per

FBI/DOJ



NF 62-1071

Teletype to Bureau and various offices, "BLACK PANTHER PARTY - CLEAVER FACTION, EM", 4/30/74, NF 157-2496-177;  
Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION, EM", 5/6/74, NF 157-2496-189;  
FD-302 concerning [redacted] 5/6/74, NF 157-2496-188;  
FD-302 concerning surveillance in Chesapeake, Portsmouth and Norfolk, Virginia, 5/6/74, NF 157-2496-191;  
Memorandum, [redacted] 5/10/74, NF 157-2496-193;  
Memorandum, [redacted] 5/31/74, NF 157-2496-199;  
Memorandum, [redacted] 6/11/74, NF 157-2496-201;  
Letter to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION, EM", 6/20/74, NF 157-2496-202;  
Memorandum, [redacted] 7/31/74, NF 157-2496-209;  
Memorandum, "BLACK PANTHER PARTY - CLEAVER FACTION, EM - BPP - CF", 8/29/74, NF 157-2496-213;  
Memorandum, "POTENTIAL FOR VIOLENCE (NORFOLK DIVISION), CIVIL UNREST", 9/27/74, NF 157-2496-219;  
Letter to New York, "BLACK PANTHER PARTY - CLEAVER FACTION, EM", 11/15/74, NF 157-2496-221;  
Memorandum, [redacted] 11/29/74, NF 157-2704-213;  
Letter to Bureau, "VIRGINIA BLACK PANTHER PARTY, EM - BPP - CF", 12/19/74, NF 157-2704-214;  
Memorandum, [redacted] EM - BPP - CF, KEY EXTREMIST", 1/27/75, NF 157-2496-236;  
Airtel to Newark, "BPP - CF, EM; [redacted] EM - BPP - CF, KEY EXTREMIST", 1/27/75, NF 157-2496-235;  
Teletype to Bureau and various offices, "BPP - CF, EM; [redacted] EM - BPP - CF, KEY EXTREMIST", 1/27/75, NF 157-2496-231;  
Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION, EM" [redacted] EM - BPP - CF, UGW", 1/31/75, NF 157-2496-245;  
LHM to Bureau, [redacted] EM; [redacted] EM; [redacted] EM", 1/31/75, NF 157-2496-244;  
Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF); [redacted] EM - BPP - CF, KE UGW", 2/7/75, NF 157-2496-248;  
Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM: [redacted] EM - BPP - CF, UGW", 2/19/75, NF 157-2496-254;

b2  
b6  
b7C  
b7D

b2  
b6  
b7C  
b7D

b6  
b7C



NF 62-1071

Memorandum, "BLACK PANTHER PARTY - CLEAVER FACTION  
(BPP-CF), EM; [REDACTED] EM - BPP - CF", 2/20/75,  
NF 157-2496-255;

Memorandum, [REDACTED] 2/24/75, NF 157-2496-268;

Memorandum, [REDACTED]  
POSSIBLE BLACK ACTIVISTS, BPP - CF", 2/25/75, NF 157-2496-274;

Memorandum [REDACTED] 3/6/75, NF 157-2704-216;

Airtel to Bureau, [REDACTED] (LNU); [REDACTED] (LNU); [REDACTED]  
(LNU); TWO UNSUB BLACK MALES; EM - GUERILLA WARFARE", 3/10/75,  
NF 157-2496-290;

Letter to New York, "BLACK PANTHER PARTY - CLEAVER  
FACTION, EM", 3/12/75, NF 157-2496-286;

Memorandum, "BPP - CF, EM", 3/12/75, NF 157-2496-289;

FD-209, [REDACTED] 3/13/75, NF 157-2496-288;

Airtel to Sacramento, "BLACK PANTHER PARTY - CLEAVER  
FACTION, EM", 3/14/75, NF 157-2496-289;

Airtel to Bureau, "BPP - CF, EM; [REDACTED] EM -  
BPP - CF", 3/19/75, NF 157-2496-285;

FD-306, [REDACTED] 3/20/75, NF 157-2704-217;

Letter to Bureau, "BPP - CF, EM", 3/21/75,  
NF 157-2496-299;

Memorandum, "BPP - CF, EM", 3/21/75, NF 157-2496-302;

Memorandum, "NATIONAL COMMITTEE FOR THE DEFENSE OF  
POLITICAL PRISONERS (NCDPP), EM", 3/26/75, NF 157-2496-303;

FD-209, [REDACTED] 4/1/75, NF 157-2496-308;

FD-306, [REDACTED] 4/8/75, NF 157-2496-322;

FD-209, [REDACTED] 4/14/75, NF 157-2496-320;

FD-209, [REDACTED] 4/16/75, NF 157-2496-325;

Airtel to Bureau, "BLACK PANTHER PARTY - CLEAVER FACTION  
(BPP - CF), EM; [REDACTED] EM - BPP UGW", 4/17/75,  
NF 157-2496-316;

FD-306, [REDACTED] 4/21/75, NF 157-2496-335;

Memorandum, "BLACK PANTHER PARTY - CLEAVER FACTION  
(BPP - CF), EM", 4/22/75, NF 157-2496-324;

Letter to Bureau, "BLACK PANTHER PARTY - CLEAVER  
FACTION (BPP - CF), EM; [REDACTED] EM - BPP - UGW", 5/6/75,  
NF 157-2496-334;

Letter to Bureau "BPP - NEWTON FACTION, NEW YORK  
DIVISION, COMMUNICATIONS- TELEPHONE RECORDS; EIU- BPP", 5/23/75,  
NF 157-1396-727;

Airtel to Bureau, "HUEY PERCY NEWTON, UFAP", 6/15/76,  
NF 157-1930-19.

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FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/28/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN. SA   SPECIAL PROJECTS  
 UNIT, SPECIAL INVESTIGATIVE DIVISION)

b6  
b7c

FROM: SAC, OKLAHOMA CITY (62-4183) (RUC)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/mon

Re Oklahoma City airtel to Bureau, 3/14/77;  
 Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of  
 four communications regarding captioned matter as requested  
 in re Bureau airtel.

For information of the Bureau, Oklahoma City  
 Division is in possession of no ELSUR logs or bulky files  
 relating to this matter and remainder of filed information  
 set forth in re Oklahoma City airtel is either prior to  
 1/1/74 or reference file material.

REC-70

62-117442-138

(2) Bureau (Enc. 8)  
 1- Oklahoma City

ENCLOSURE

EX-132

AUG 1 1977

CGV:mnt  
 (3)

NAME CHECK

Encl 4 CC-3852

2 Approved: KWW/mjg  
 55 AUG 16 1977

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_



FBI

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☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/27/77

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA   
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, OMAHA (62-3506)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two (2) copies each  
 of 24 serials.

The enclosed material has been obtained from Omaha  
 files in accordance with instructions set forth in re  
 communication.

A review of pertinent material at Omaha has determined  
 Omaha has no bulky exhibits or ELSUR logs pertaining to this  
 matter.

3 - Bureau (Enc. 48)  
 2 - Omaha  
 VLB:new  
 (5)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED

DATE 7/2/82 BY SP8 BJS/60  
 9803 RDD/KWJ 9/7/93

Encl 4 cc - 3852

Approved: EJK/wTransmitted 293 (Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

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☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/2/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA   
 Special Projects Review Unit  
 Special Investigative Division

b6  
 b7c

FROM: SAC, PHILADELPHIA (62-3914)(SQ13) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL, v.  
 EDWARD LEVI, ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION # 76-2205  
 BUDED 8/8/77

Re Bureau airtel to Albany, dated 7/19/77,  
 and Philadelphia airtel to Bureau, dated 7/25/77.

Enclosed for the Bureau are two xerox copies of  
 all serials requested in referenced Bureau airtel.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/KMS

ST-126

REC-70

3 - Bureau (62-117442)(Encs. 92)  
 1 - Philadelphia (62-3914)(SQ13)  
 CAT:mp  
 (4)

11 AUG 3 1977

**ENCLOSURE**

Encl 4 cc - 3852

NAME CHIEFApproved: N. J. [signature]

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
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☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, CHARLOTTE (157-6171) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDE/SAJ

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau via separate cover are two  
 copies each of the following documents:

Charlotte airtel to the Bureau dated 1/3/74.

Charlotte letter to Boston dated 1/4/74.

Charlotte memo of SA [REDACTED] dated 1/4/74.

Charlotte letter to New York dated 1/8/74.

Charlotte memo of SA [REDACTED] dated 1/8/74.

FD-306 dated 1/9/74, from [REDACTED] by SA [REDACTED]  
 [REDACTED]

Charlotte memo of SA [REDACTED] dated 1/14/74.

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2-Bureau  
 1-Package (Enc. 246)  
 1-Charlotte

REC-70

EX-132

GHC/kfb

(4)

Encl &amp; CC - 3852

Approved: [Signature]

Transmitted \_\_\_\_\_

(Number)

(Time)



FBI

## TRANSMIT VIA:

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☐ Airtel

## PRECEDENCE:

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☐ Priority  
☐ Routine

## CLASSIFICATION:

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☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

FD-306 dated 1/16/74, from [ ] by SA [ ]

FD-209 of SA [ ] dated 1/16/74.

Charlotte memo of SA [ ] dated 1/16/74,  
captioned, [ ] EM - BPP".

FD-302 of [ ] dated 1/16/74, by SA [ ]

FD-306 from [ ]  
blockstamped 1/18/74.Charlotte memo of SA [ ] dated 1/18/74,  
captioned, "THE BLACK INFORMER, EM - BPP".FD-450 dated 1/24/74, re Black Panther Party Free  
Ambulance Program.FD-450 dated 1/24/74, re Black Panther Party Free  
Ambulance Program.FD-450 dated 1/24/74, re [ ] Peoples  
Free Ambulance Service.FD-450 dated 1/24/74, re [ ] Peoples  
Free Ambulance Service.FD-450 dated 1/24/74, re Black Panther Party Free  
Ambulance Program.Charlotte memo of SA [ ] dated 1/28/74,  
captioned, [ ] EM".

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Approved: \_\_\_\_\_

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(Number) (Time)

Per \_\_\_\_\_



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☐ Routine

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☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte memo of SA [redacted] dated 1/29/74,  
captioned, [redacted] aka, EM".

Charlotte memo of SA [redacted] dated 1/29/74,  
captioned, [redacted] aka, EM".

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FD-306 dated 1/29/74, from [redacted]  
[redacted]

Charlotte airtel to New York dated 2/7/74.

Charlotte memo of SA [redacted] dated  
2/8/74.

FD-302 of [redacted] dated 2/8/74, by  
SA [redacted]

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FD-306 dated 2/12/74, from [redacted]  
[redacted]

Charlotte letter to the Bureau dated 2/15/74,  
captioned, "CONFRONTATIONS BETWEEN WINSTON-SALEM,  
NORTH CAROLINA, POLICE OFFICERS, AND BLACK  
INDIVIDUALS, RESULTING IN DISTURBANCES AND DISORDERS,  
CIVIL UNREST".

FD-376 dated 2/15/74, captioned as above.

Charlotte memorandum dated 2/15/74, captioned as  
above.

Charlotte teletype to the Bureau dated 2/22/74,  
captioned, [redacted] EM - BPP (KE)".

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Charlotte memo of SA [redacted] dated 2/28/74.

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

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☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte letter to Jacksonville dated 3/4/74,  
captioned, [REDACTED] aka,  
EM - BPP".

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FD-306 dated 3/5/74, from [REDACTED] by SA [REDACTED]  
[REDACTED]

Charlotte memo of SA [REDACTED] dated  
3/13/74.

Memo Each Senior Resident Agent and Headquarters  
Squad dated 3/15/74.

FD-209 dated 3/21/74, from SA [REDACTED]  
captioned, [REDACTED]

Charlotte memo of SA [REDACTED] dated 3/22/74.

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FD-450 dated 3/26/74, captioned, [REDACTED]  
EM - BPP".

FD-450 dated 3/26/74, captioned, [REDACTED]  
EM - BPP".

Charlotte memo of SA [REDACTED] dated 3/28/74.

FD-306 dated 3/29/74, from [REDACTED]  
[REDACTED]

Charlotte report of SA [REDACTED] dated 4/2/74.

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FD-338 dated 4/2/74, from SA [REDACTED]

FD-338 dated 4/2/74, from SA [REDACTED]

Charlotte airtel to the Bureau dated 4/2/74.

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ Per \_\_\_\_\_  
(Number) (Time)



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☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte airtel to the Bureau dated 4/10/74,  
captioned, "NEW LEFT MOVEMENT - VIOLENCE, IS",  
and "COMPUTERIZED TELEPHONE NUMBER FILE (CTNF),  
NEW LEFT, BLACK, AND OTHER ETHNIC EXTREMISTS".

FD-306 dated 4/11/74, from [ ] by SA  
[ ]

FD-209 dated 4/15/74, by SA [ ]  
captioned, [ ]

Charlotte memo of Supervisor [ ]  
dated 4/18/74.

Charlotte airtel to Norfolk dated 4/22/74.

Charlotte teletype to the Bureau dated 4/22/74.

FD-306 dated 4/22/74, from [ ] by SA  
[ ]

Charlotte teletype to the Bureau dated 4/26/74.

Charlotte memo of SA [ ] dated 4/26/74.

Agents' Memo Number 49, Series 1974, dated 4/26/74.

Charlotte teletype to the Bureau dated 4/30/74.

FD-209 dated 5/2/74, from SA [ ]  
captioned, [ ]

Charlotte memo of SA [ ] dated  
5/3/74.

FD-306 dated 5/3/74, from [ ] by SA [ ]  
[ ]

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Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ Per \_\_\_\_\_  
(Number) (Time)



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## TRANSMIT VIA:

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☐ Airtel

## PRECEDENCE:

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☐ Priority  
☐ Routine

## CLASSIFICATION:

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☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte teletype to the Bureau dated 5/6/74.

Charlotte airtel to the Bureau dated 5/6/74.

FD-209 dated 5/6/74, from SA [REDACTED]

FD-209 dated 5/6/74, from SA [REDACTED]

FD-209 dated 5/6/74, from SA [REDACTED]

FD-209 dated 5/6/74, from SA [REDACTED]

FD-302 dated 5/6/74, by SA [REDACTED]

FD-302 dated 5/6/74, by SA [REDACTED]

FD-302 dated 5/6/74, by SA [REDACTED]

Charlotte memorandum dated 5/10/74, captioned,  
[REDACTED] CANDIDATE FOR WINSTON-SALEM,  
NORTH CAROLINA, BOARD OF ALDERMEN, NORTH CAROLINA  
PRIMARY ELECTION, MAY 7, 1974, ELECTION LAWS".

Charlotte airtel to the Bureau dated 5/13/74,  
captioned, [REDACTED] CANDIDATE FOR  
WINSTON-SALEM, N. C., BOARD OF ALDERMEN, NORTH  
CAROLINA PRIMARY ELECTION, 5/7/74, EL".

Charlotte memorandum dated 5/13/74, captioned as  
above.

FD-306 dated 5/14/74, from [REDACTED] by SA [REDACTED]

FD-306 dated 5/14/74, from [REDACTED] by SA [REDACTED]



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## TRANSMIT VIA:

☐ Teletype  
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☐ Airtel

## PRECEDENCE:

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☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

FD-306, undated, from [ ] by SA [ ]  
 [ ] blockstamped 5/15/74.

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FD-306 dated 5/16/74, from [ ] by SA [ ]  
 [ ]

Charlotte memorandum dated 5/16/74.

Charlotte memorandum dated 5/16/74.

Charlotte airtel to the Bureau dated 5/22/74.

Charlotte letter to the Bureau dated 5/24/77,  
 captioned, [ ] EM - BPP".

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Charlotte airtel to the Bureau dated 5/29/74.

LHM dated 5/29/74, at Charlotte.

Charlotte memo of SA [ ] dated 5/30/74.

Charlotte memo of SA [ ] dated 6/5/74.

FD-209 dated 6/13/74, from SA [ ]  
 captioned, [ ]

Charlotte airtel to the Bureau dated 6/17/74.

FD-306 dated 6/24/74, from [ ] by SA [ ]  
 [ ]

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FD-306 dated 6/24/74, from [ ] by SA  
 [ ]

FD-306, undated, from [ ] by SA [ ]  
 [ ] blockstamped 8/5/74.

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



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☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

FD-306 dated 6/27/74, from [ ] by SA [ ]

FD-306 dated 6/27/74, from [ ] by SA [ ]

Charlotte airtel to the Bureau dated 7/3/74.

Charlotte airtel to the Bureau dated 7/12/74,  
captioned, "NEW LEFT MOVEMENT - VIOLENCE, IS", and  
"COMPUTERIZED TELEPHONE NUMBER FILE (CTNF), NEW  
LEFT, BLACK, AND OTHER ETHNIC EXTREMISTS".

Charlotte memo of SA [ ] dated 7/23/74,  
captioned, [ ] EXTREMIST MATTER -  
BLACK PANTHER PARTY".

Insert of SA [ ] 7/25/74.

FD-306 dated 7/25/74, from CS [ ] by SA [ ]

Charlotte memo of SA [ ] dated 7/29/74.

Memorandum at Charlotte, N. C., dated 7/30/74.

FD-306 dated 8/1/74, from [ ] by SA [ ]

FD-306 dated 8/6/74, from [ ] by SA [ ]

FD-306 dated 8/7/74, from [ ] by SA [ ]

Charlotte airtel to the Bureau dated 8/9/74.

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## TRANSMIT VIA:

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☐ Airtel

## PRECEDENCE:

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## CLASSIFICATION:

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☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] aka, EM - BPP".

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] aka, EM - BPP".

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] aka, EM - BPP".

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Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] aka, EM - BPP".

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] EM - BPP".

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] aka,  
EM - BPP".

Charlotte letter to the Bureau dated 8/29/74,  
captioned, [REDACTED] EM - BPP".

FD-306 dated 9/10/74, from [REDACTED] by SA [REDACTED]  
[REDACTED]

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Charlotte airtel to the Bureau dated 9/12/74,  
captioned, [REDACTED] EM - BPP".

Charlotte FD-376 dated 9/12/74, captioned as above.

LHM dated 9/12/74, at Charlotte, captioned as above.

Charlotte airtel to the Bureau dated 9/12/74,  
captioned, [REDACTED] aka, EM - BPP".

Charlotte FD-376 dated 9/12/74, captioned as above.

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

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☐ Facsimile  
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## PRECEDENCE:

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☐ SECRET  
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☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte FD-376 dated 9/12/74, captioned as above.

LHM dated 9/12/74, at Charlotte captioned as above.

Charlotte memo of SA [ ] dated 9/16/74.

FD-306, undated, from [ ] by SA [ ]  
[ ] blockstamped 9/18/74.

Charlotte letter to the Bureau dated 9/16/74.

LHM dated 9/16/74, at Charlotte.

FD-306 dated 9/20/74, from [ ] by SA [ ]  
[ ]

FD-306 dated 9/23/74, from [ ] by SA [ ]  
[ ]

Charlotte airtel to New York dated 9/25/74.

Charlotte letter to San Francisco dated 9/25/74,  
captioned, [ ] EM - BPP".

Charlotte airtel to the Bureau dated 9/26/74,  
captioned, [ ]  
VICTIM, EXTORTION".

Charlotte report of SA [ ] dated 9/30/74.

Charlotte airtel to the Bureau dated 10/4/74.

Charlotte memo of SA [ ] dated 10/17/74.

Charlotte memo of SA [ ] dated 10/24/74,  
captioned, "VISIT OF PRESIDENT GERALD R. FORD TO  
GREENSBORO, N. C., 10/19/74, TROPUS".

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Approved: \_\_\_\_\_

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(Time)

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☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte airtel to the Bureau dated 10/25/74.

Charlotte airtel to the Bureau dated 11/14/74.

Charlotte airtel to the Bureau dated 12/5/74.

Charlotte letter to Newark dated 12/10/74.

Charlotte memo of SA [ ] dated 12/10/74, captioned, "EDWARD OTTO RICHMOND, EM - BPP", and "CATHERINE WILDS, EM - BPP".

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FD-306 dated 12/11/74, from [ ] by SA [ ]

Charlotte airtel to the Bureau dated 12/30/74, captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK NATIONALIST HATE GROUPS, RACIAL MATTERS".

Charlotte airtel to the Bureau dated 1/8/75.

Charlotte airtel to the Bureau dated 1/10/75, captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK NATIONALIST HATE GROUPS, RACIAL MATTERS".

Charlotte airtel to the Bureau dated 1/17/75, captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK NATIONALIST HATE GROUPS, RACIAL MATTERS".

Charlotte teletype to the Bureau dated 1/21/75.

Charlotte airtel to the Bureau dated 1/23/75, captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK NATIONALIST HATE GROUPS, RACIAL MATTERS".

Charlotte memo of SA [ ] dated 1/23/75, captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK NATIONALIST HATE GROUPS, RACIAL MATTERS".

b6  
b7C

11

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte memo of SA [ ] dated 1/28/75.

Charlotte teletype to the Bureau dated 1/28/75.

FD-306 dated 2/12/75, from [ ] by SA [ ]

Charlotte airtel to the Bureau dated 2/14/75.

Charlotte Memo To All Agents dated 2/19/75,  
captioned, "COMPUTERIZED TELEPHONE NUMBER FILE (CTNF),  
NEW LEFT, BLACK, AND OTHER ETHNIC EXTREMISTS".

Charlotte airtel to the Bureau dated 2/25/75.

LHM dated 2/25/75, at Charlotte.

Charlotte letter to the Bureau dated 2/25/75.

Charlotte routing slip to San Francisco dated 2/25/75.

Charlotte memo of SA [ ] dated  
3/4/75.Charlotte airtel to Norfolk dated 3/4/75, captioned,  
[ ] aka, EM - BPP - CF; UGW".

Charlotte airtel to the Bureau dated 3/4/75.

Charlotte airtel to the Bureau dated 3/5/75.

Charlotte airtel to the Bureau dated 3/6/75.

LHM dated 3/6/75, at Charlotte, captioned, [ ]

[ ]  
THEFT OF GOVERNMENT PROPERTY MATTER".

b2  
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b6  
b7C

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_



F B I

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte memo of SA [ ] dated 3/17/75.

Charlotte memo of SA [ ] dated 3/17/75.

Charlotte airtel to Norfolk dated 3/18/75.

FD-302 dated 3/20/75, from [ ] by  
Special Agent [ ]Charlotte memo of SA [ ] dated 4/1/75,  
captioned, "COMPUTERIZED TELEPHONE NUMBER FILE (CTNF),  
NEW LEFT, BLACK, AND OTHER ETHNIC EXTREMISTS".

Charlotte memo of SA [ ] dated 4/4/75.

Charlotte airtel to the Bureau dated 4/4/75.

Charlotte memo of SA [ ] dated 4/11/75.

FD-306 dated 5/14/75, from [ ] by SA [ ]  
[ ]Charlotte memo of SA [ ] dated 5/19/75,  
captioned, [ ] EM - BPP".Charlotte letter to New York dated 5/28/75,  
captioned, [ ] aka - FUGITIVE; UFAP -  
ROBBERY; FIRST AND SECOND DEGREE, GRAND LARCENY,  
ATTEMPTED BURGLARY, POSSESSION OF WEAPONS, UNLAWFUL  
IMPRISONMENT, PROMOTION OF PRISON CONTRABAND".

Memorandum dated 5/28/75, at Charlotte.

Charlotte airtel to the Bureau dated 5/30/75,  
captioned, "DEMONSTRATION OF THE AFRICAN LIBERATION  
SUPPORT COMMITTEE AT DURHAM, N. C., MAY 24, 1975,  
EM - ALSC".

13

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

LHM dated 5/30/75, at Charlotte, captioned as above.

FD-306 dated 6/4/75, from [ ] by SA [ ]  
[ ]

Charlotte memo of SA [ ] dated 6/12/75.

Charlotte memo of SA [ ] dated 6/23/75,  
captioned, "RALLY IN SUPPORT OF JOANN LITTLE AT  
RICHMOND, VIRGINIA, ON JUNE 28, 1975, IS - WWP; PSC;  
YAWF".FD-306 dated 6/23/75, from [ ] by SA [ ]  
[ ]

Charlotte memo of SA [ ] dated 6/25/75.

FD-306 dated 6/26/75, from [ ] by SA [ ]  
[ ]Insert from SA [ ] blockstamped  
7/1/75.

FD-479 from SA [ ] dated 7/2/75.

Charlotte memo of SA [ ] dated 7/8/75.

FD-306 dated 7/8/75, from [ ] by SA [ ]  
[ ]FD-306 dated 7/8/75, from [ ] by SA [ ]  
[ ]

Charlotte memo of SA [ ] dated 7/9/75.

Charlotte letter to the Bureau dated 7/9/75.

14

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_

b2  
b6  
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FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte letter to New York dated 7/11/75,  
captioned, [REDACTED] aka - FUGITIVE;  
UFAP - ROBBERY; FIRST AND SECOND DEGREE, GRAND  
LARCENY, ATTEMPTED BURGLARY, POSSESSION OF WEAPONS,  
UNLAWFUL IMPRISONMENT, PROMOTION OF PRISON  
CONTRABAND; EM - BPP".

Charlotte memo of SA [REDACTED] dated 7/18/75,  
captioned, [REDACTED]

b2  
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b7C  
b7D

Charlotte letter to the Bureau dated 7/28/75.

Charlotte memo of SA [REDACTED] dated  
7/31/75.

Charlotte memo of SA [REDACTED] dated 8/13/75.

Charlotte letter to the Bureau dated 9/2/75,  
captioned, "RACIAL DISTURBANCE, NORTH LIBERTY  
STREET AREA, WINSTON SALEM, NORTH CAROLINA, 8/13/75,  
CIVIL UNREST".

FD-376 dated 9/2/75, captioned as above.

LHM dated 9/2/75, at Charlotte, captioned as above.

Charlotte letter to the Bureau dated 9/4/75.

Charlotte letter to the Honorable N. CARLTON TILLEY,  
USA, MDNC, Greensboro, N. C., dated 9/2/75, re  
"UNKNOWN SUBJECT; THEFT OF GOVERNMENT PROPERTY  
MATTER".

Charlotte letter to Civil Service Commission dated  
9/5/75, re [REDACTED] CASE NUMBER  
[REDACTED]

b6  
b7C

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ Per \_\_\_\_\_  
(Number) (Time)



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte letter to the Bureau dated 9/8/75.

FD-306 dated 10/15/75, from [ ] by SA [ ]

FD-306 dated 10/17/75, from [ ] by SA [ ]

Charlotte letter to Civil Service Commission dated 10/22/75, re [ ] CASE NUMBER [ ]

Charlotte report of SA [ ] dated 10/30/75.

FD-338 from SA [ ] dated 10/30/75.

FD-306 dated 11/10/75, from [ ] by SA [ ]

FD-306 dated 11/10/75, from [ ] by SA [ ]

FD-302 dated 12/1/75. from [ ]  
by SA'S [ ]Charlotte teletype to the Bureau dated 12/11/75,  
captioned, [ ] AKA; EM - BPP".Charlotte airtel to the Bureau dated 12/12/75,  
captioned, [ ] AKA; EM - BPP".

Charlotte memo of SA [ ] dated 12/22/75.

FD-306 dated 12/29/75, from [ ] by SA [ ]

b2  
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b7D

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

- ☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

- ☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

- ☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte airtel to the Bureau dated 12/30/75,  
captioned, [REDACTED] aka; EM - BPP".

FD-306 dated 3/26/76, from [REDACTED] by SA [REDACTED]  
[REDACTED]

Charlotte report of SA [REDACTED] dated 4/5/76.

Charlotte airtel to the Bureau dated 5/3/76,  
captioned, "EXTREMIST MATTERS, CHARLOTTE DIVISION".

Charlotte teletype to the Bureau dated 6/1/76,  
captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK  
NATIONALIST - HATE GROUPS, RACIAL INTELLIGENCE,  
BLACK PANTHER PARTY (BPP) [REDACTED].

Charlotte teletype to the Bureau dated 6/14/76,  
captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK  
NATIONALIST - HATE GROUPS [REDACTED].

FD-479 from SA [REDACTED] dated 6/14/76.

Charlotte teletype to the Bureau dated 7/19/76,  
captioned, "COUNTERINTELLIGENCE PROGRAM; BLACK  
NATIONALIST HATE GROUPS [REDACTED].

Charlotte teletype to the Bureau dated 9/2/76,  
captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK  
NATIONALIST-HATE GROUPS, RACIAL INTELLIGENCE, BLACK  
PANTHER PARTY (BPP), [REDACTED].

Charlotte teletype to the Bureau dated 9/7/76,  
captioned, "COUNTERINTELLIGENCE PROGRAM, BLACK  
NATIONALIST - HATE GROUPS, RACIAL INTELLIGENCE,  
BLACK PANTHER PARTY (BPP)".

17

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_

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## TRANSMIT VIA:

- ☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

- ☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

- ☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date \_\_\_\_\_

CE 157-6171

Charlotte memorandum to each SRA and headquarters squad dated 1/12/77.

Charlotte airtel to the Bureau dated 2/24/77.

Charlotte memo of Supervisor [ ] dated 3/17/77.

Charlotte teletype to the Bureau dated 7/7/77, captioned, "COUNTERINTELLIGENCE PROGRAM; BLACK NATIONALIST [ ]"

Charlotte teletype to the Bureau dated 7/8/77.

Wherein additional copies of the same serial were located in sub files or in other files, these additional copies of the same serial are not being forwarded with this airtel.

Review of Charlotte files disclose no ELSUR logs subsequent to 1/1/74, pertaining to plaintiffs in this case. Also, Charlotte has no bulky exhibit files pertaining to named plaintiffs.

b6  
b7C  
b2  
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Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
(Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

AIRTEL

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, BALTIMORE (62-2703) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL, V.  
 EDWARD LEVI, ET AL  
 (USDC, DC)  
 CIVIL ACTION #76-2205  
 BUDED: 8/8/77

ReBuairtel dated 7/19/77.

Enclosed for the Bureau are two copies each of all communications originated by the Baltimore Office subsequent to 1/1/74 relative to captioned lawsuit.

For the information of the Bureau, no ELSUR logs exist in the Baltimore Office subsequent to 1/1/74. Also, there are no bulky exhibits in this office for any of the plaintiffs in this matter.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/PAW

REC-29

2 - Bureau (Enc. 42)  
 1 - Baltimore  
 RCD:jag  
 (3)

b6  
 b7C

Encl + cc - 3852

Approved: *[Signature]*

Transmitted

(Number)

(Time)

Per



F B I

Date: 8/5/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
(ATTN: SA [REDACTED] SPECIAL  
PROJECTS REVIEW UNIT, SPECIAL INVESTIGATIVE  
DIVISION)

b6  
b7C

FROM: SAC, JACKSONVILLE (62-1533) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL  
v. EDWARD LEVI, ET AL  
(USDC, DC)  
CIVIL ACTION #76-2205  
BUDED 8/8/77

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two copies each of six communications obtained from Jacksonville files regarding the BPP and the ten named plaintiffs in captioned civil action subsequent to 1/1/74. For information of the Bureau, a review of the pertinent Jacksonville files reflects no ELSUR log subsequent to 1/1/74, or any bulky files or materials.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RAD/DMJ

REC-29

62-117442-143

② - Bureau (Enc. 12)  
1 - Jacksonville  
GAW / jjc  
(3)

Encl &amp; cc - 3852

b6  
b7C

Approved: \_\_\_\_\_ Sent: \_\_\_\_\_ M Per: \_\_\_\_\_  
Special Agent in Charge

AUG 15 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

AIRTEL

Date 8/4/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA   SPECIAL  
 PROJECTS UNIT, SPECIAL INVESTIGATION DIV.)

b6  
 b7C

FROM: SAC, SACRAMENTO (62-561) (P\*)

SUBJECT: BLACK PANTHER PARTY,  
 ET AL, v.  
 EDWARD LEVI  
 ET AL  
 (U. S. D. C., D. C.)  
 CIVIL ACTION NUMBER 76-2205  
 BUDED 8/8/77

Re Bureau airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each  
 of the following serials which were determined to be  
 the only serials originated by the Sacramento Division  
 subsequent to 1/1/74:

157-52-1678  
 157-52-1682  
 157-52-1685  
 157-52-1680  
 157-52-SUB 1-76  
 157-52-SUB 1-75  
 157-52-SUB 1-77  
 157-2147-86  
 157-52-1686  
 157-52-1687  
 157-52-1694  
 157-2147-91

REC-29

6 AUG 6 1977

② - Bureau (Enc. 33)  
 2 - Sacramento  
 JJF/kmc

(4)

Enc. 2 CC - 3852

ENCLOSURE

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/PLS

b6  
 b7C

Approved: 12

Transmitted

(Number)

(Time)

Per



SC 62-561

7-203-1202  
157-52-SUB 1-81  
157-52-SUB 1-82  
157-52-SUB 1-83  
157-52-1699  
157-2147-96  
157-52-1707  
100-894-124  
157-52-SUB 1-92  
157-2147-110  
157-1397-42  
157-1397-40  
157-1397-41  
157-52-SUB 1-99  
157-52-SUB 1-98  
157-52-103  
157-52-SUB 1-102  
157-52-SUB 1-101  
157-52-1721  
157-52-1722  
100-894-126

Review of Sacramento indices failed to locate any ELSUR logs subsequent to 1/1/74. The only bulky exhibit noted in pertinent files was one tape recording of a speech given at Sacramento State College on 10/30/69 Sacramento serial 157-52-1B1. This tape was forwarded to San Francisco 11/24/69.

Sacramento is placing this matter in a pending inactive status until further requests are received from Departmental Attorneys.



FBI

Date: 8/4/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTN:  b6  
 Special Projects Review Unit b7C  
 Special Investigative Division

FROM: SAC, SEATTLE (157-807)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

Re Bureau airtel to Albany, dated 7/19/77.

The Bureau is being furnished by separate cover two copies each of communications requested from the Seattle main file and sub-files on Black Panther Party (BPP), since 1/1/74.

Seattle has separated the files for the convenience of the Bureau into the Seattle mail file, 157-807, the BPP sub-file on communications and sub-file on finances. A review of all other sub-files on the BPP and the plaintiffs indicated there were no serials in file since 1/1/74.

- ③ - Bureau  
 (1 - pkg copy)  
 1 - Seattle  
 TASH:kn  
 (4)

REC-29

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDB/aut

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b7C

Encl &amp; CC - 3852

Approved: \_\_\_\_\_  
Special Agent in Charge

Sent \_\_\_\_\_

MAILED  
 1977

57 AUG 15 1977



62-117442-146 IN THIS FILE SKIPPED DURING  
SERIALIZATION.

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMJ



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/28/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA   
 Special Projects Review Unit,  
 Special Investigative Division

b6  
 b7C

FROM: SAC, WFO (62-10991) (P)

BLACK PANTHER PARTY, ET. AL.  
 V.

EDWARD LEVI, ET. AL.

(U.S.D.C., D.C.)

CIVIL ACTION #76-2205

BUDED: 8/8/77

Re Bu airtel to Albany, 7/19/77.

Enclosed for the Bureau are two copies each of all  
 serials in WFO main files dated 1/1/74 and subsequent thereto,  
 originated by WFO, regarding the BPP and ten named plaintiffs  
 in captioned matter. They are individually stapled and in  
 date order beginning with 1/1/74.

WFO has no elsur logs subsequent to 1/1/74.

REC-29

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/buc

2 - Bureau  
 1 - WFO  
 BAO:mkg

NAME CHECK

b6  
 b7C

Approved: NFS/END

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



## memorandum

DATE: Ms. Barbara Allen Babcock  
 Assistant Attorney General  
 Civil Division

BAB:JBSmith:rmm  
 145-11-71 &

SUBJECT: David Dellinger, et al. v. John N. Mitchell, et al., 145-0-12-3205  
 (U.S.D.C. D.C.) C.A. No. 1768-69;  
 Black Panther Party, et al. v. Edward Levi, et al.,  
 (U.S.D.C. D.C.) C.A. No. 76-2205

AUG 1 1977

TO: Mr. Clarence M. Kelley  
 Director  
 Federal Bureau of Investigation  
 Attention: Legal Counsel Division

Please find enclosed a copy of the protective Order entered in the Dellinger case on February 26, 1974. Although the Order does not specifically prohibit the Bureau from releasing documents involved in the Dellinger case, we have, since its entry, not released documents without first seeking the approval of the Court by way of motion to modify the protective Order.

It has recently come to our attention that 14 documents concerning the Bureau's electronic surveillance of the Black Panther Party in New Haven, Connecticut were released to the press, pursuant to the Freedom of Information Act, 5 U.S.C. §552, on April 20, 1977. Those documents are covered by the Dellinger protective Order.

In view of the enclosed protective Order and the recent filing of Black Panther Party v. Levi, challenging, inter alia, the Bureau's investigation of the Black Panther Party, we would appreciate your coordinating any further releases of materials involving the Party under the Freedom of Information Act with this office.

Enclosure

FBI  
 ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803

62-1174  
 NOT RECORDED  
 191 DEC 15 1977

ENCLOSURE

20 DEC 19 1977

b6  
 b7C





FBI

Date: 8/3/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIR MAIL  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7CFROM: *REC-70* ADIC, LOS ANGELES (62-7788) (RUC)

RE: BLACK PANTHER PARTY, et al., V  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 8/8/77

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two copies each of 76 documents comprising a total of 152 copies being submitted. These documents have been taken from the Los Angeles files maintained on the Black Panther Party, including the main file and seven sub-files; as well as files pertaining to HUEY P. NEWTON, [REDACTED]

The files maintained on [REDACTED]  
 [REDACTED] has no Los Angeles file), JOHN GEORGE, [REDACTED]  
 [REDACTED] have had no serials in the files since 1/1/74.

b6  
b7C

The enclosed documents are within the time frame of 1/1/74 to present.

②- Bureau (Enc. 152)  
 1 - Los Angeles

EX-132

REC-70

3 AUG 8 1977

HLG/njs  
 (4)

ENCLOSURE

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE \* BY

CHECK

b6  
b7C

Approved: \_\_\_\_\_

Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

56 AUG 6 1977



LA 62-7788

There are no ELSUR logs being maintained by the Los Angeles Division and the material maintained in the bulky exhibits of the files consists mainly of newspapers and newspaper clippings.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

AIRTEL

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, TAMPA (62-1451)(RUC)

BLACK PANTHER PARTY, et al, v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 BLD/BJ

ReBuairtel dated 7/19/77.

Enclosed for the Bureau pursuant to instructions  
 in referenced airtel are two Xerox copies each of the following  
 documents:

FD-306 of [REDACTED] dated 1/11/74;  
 Memo of SA [REDACTED] captioned "BLACK PANTHER  
 PARTY (BPP), CLEAVER FACTION (CF), EM - BPP - CF," dated  
 1/30/74;  
 Memo of SA [REDACTED] captioned "IAPWSDC,  
 EM," dated 1/30/74;  
 Memo of SA [REDACTED] captioned [REDACTED]  
 [REDACTED] EM - BPP (CF)," dated 2/6/74;  
 FD-306 of SA [REDACTED] dated 2/25/74;  
 Memo of SA [REDACTED] captioned [REDACTED]  
 aka, EM - BN, UGW," dated 3/25/74;  
 Memo of SA [REDACTED] captioned [REDACTED]  
 aka, EM - BN, UGW," dated 5/23/74;

b6  
 b7C

2 - Bureau (Enc.28)  
 1 - Tampa  
 CAR:bg  
 (3)

ENCLOSURE

EX-132

REC-70

23 AUG 8 1977

b6  
 b7C

C-2+cc-3752

NAME CHECK

Approved: [Signature]

Transmitted (Number) (Time)

Per

56 AUG 25 1977



TP 62-1451

[ ] Memo of SA [ ] captioned [ ]  
aka, EM - BN, UGW," dated 7/30/74;  
Memo of SA [ ] captioned  
aka, EM - BN, UGW," dated 9/23/74;  
Memo of SA [ ] captioned  
aka, EM - BN, UGW," dated 11/25/74;  
Memo of Supervisor #4 captioned "TRANSFER OF  
EXTREMIST MATTERS TO SQUAD 6; REALIGNMENT OF CLASSIFICATIONS,  
TAMPA DIVISION," dated 3/3/75;  
Memo of SA [ ] captioned "BLACK  
PANTHER PARTY - CLEAVER FACTION (BPP-CF), EM," dated 3/19/75;  
Tampa letter to Norfolk captioned "BLACK PANTHER  
PARTY - CLEAVER FACTION (BPP-CF), EM" and [ ] aka,  
EM - BPP - CF; UGW," dated 5/6/75;  
Page 3 from Tampa Office Weekly Bulletin to All  
Agents dated 1/18/77.

b6  
b7C

While some, if not all, of the enclosed material may not be responsive to plaintiffs request, it is the only material in the files of the Tampa Office which could arguably fit the definitions of the requested documents in referenced airtel. The option of providing the material to plaintiffs or destroying same is left to FBIHQ.

The Tampa Office has no elsur logs subsequent to 1/1/74 or prior to this date pertaining to plaintiffs.

Tampa has no material pertaining to the plaintiffs maintained in bulky files.



FBI

Date: 8/5/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIR MAIL  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7C

FROM: SAC, KANSAS CITY (100-12571)

BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

Enclosed for the Bureau are all intra-office memoranda as well as communications originating in Kansas City with reference to the Black Panther Party (BPP) or HUEY P. NEWTON. As previously reported, Kansas City has no files or investigation regarding other plaintiffs in the captioned lawsuit.

Kansas City does not have any elsur logs or Bulky exhibits in its possession.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/BJT

2 - Bureau (Encs. 22)  
 2 - Kansas City  
 FJM:cd  
 (4)

EX-132

REC-70

24 AUG 8 1977

b6  
b7C

Approved: *[Signature]*  
 Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☒ CLEAR

Date 8/5/77

Assoc. Dir.	
Dep. Dir. Adm.	
Dep. Dir. Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Insp.	
Intell.	
Lab.	
Legal Coun.	
Off. Cong. & Public Affs.	
Rec. Mgmt.	
Tech. Serv.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

TO: DIRECTOR, FBI (62-117442)

(ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
b7C

FROM: SAC, SAN FRANCISCO (62-7035) (P)

SUBJECT: BLACK PANTHER PARTY,  
 ET AL; V.  
 EDWARD LEVI, ET AL;  
 (U.S.D.C., D.C.)  
 CIVIL ACTION #76-2205

Re Bureau airtel to Albany, et al, 7/19/77.

Being forwarded under separate cover per referenced request are five boxes containing Xerox copy of requested material.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803

REC-70

ST-118

Enclosure 44-3852

(2) - Bureau (Pkgs. 5)  
 2 - San Francisco

RLW/cea

(9)

Approved: RLW

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED] SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)  
 FROM: SAC, MEMPHIS (157-1205) (RUC)

SUBJECT: BLACK PANTHER PARTY  
 Et Al, V.  
 EDWARD LEVI, et al,  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/OW

Re Bureau airtel to SAC Albany dated 7/19/77.

Enclosed under separate cover are two copies of 78  
 serials taken from Memphis file 157-1205 regarding the Black  
 Panther Party. These serials are described as follows:

Memphis airtel to Bureau dated 1/3/74 captioned  
 "BLACK PANTHER PARTY-NATIONAL COMMITTEE TO COMBAT FASCISM  
 (BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
 Matters" (MEfile 157-1205-1667)

Memorandum of SA [REDACTED] dated 1/7/74 captioned  
 "BLACK PANTHER PARTY, EM - BPP" (MEfile 157-1205-1668)

Memorandum of SA [REDACTED] to SAC dated 1/7/74  
 captioned "BLACK PANTHER PARTY, EM-BPP" (MEfile 157-1205-1669)

Memorandum of SA [REDACTED] to SAC dated 1/7/74  
 captioned "BLACK PANTHER PARTY, EM-BPP" (MEfile 157-1205-1670)

Memorandum of SA [REDACTED] to SAC dated 1/7/74  
 captioned "BLACK PANTHER PARTY, EM-BPP" (MEfile 157-1205-1671)

Cover sheet for informant report (FD-306 dated  
 1/21/74 with attached informant report (MEfile 157-1205-1675)

3-Bureau (1-Package)  
 1-Memphis  
 BEJ:bc (4)

ST-118

11 AUG 8 1977

Encl &amp; CC - 3852

70 AUG 18 1977

Transmitted

(Number)

(Time)

NAME CHECK



ME 157-1205

FD-306 dated 3/15/74 with attached informant report  
(MEfile 157-1205-1677)

FD-306 dated 3/18/74 with attached informant report  
(MEfile 157-1205-1678)

Memorandum of SA [redacted] to SAC, Memphis  
dated 3/18/74 captioned "BLACK PANTHER PARTY, EM - BPP  
(MEfile 157-1205-1679).

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b7c

FD-306 dated 3/20/74 with attached informant report  
(MEfile 157-1205-1683)

FD-306 dated 3/20/74 with attached informant report  
(MEfile 157-1205-1681)

FD-306 dated 3/21/74 with attached informant report  
(MEfile 157-1205-1686)

Memphis airtel to Bureau dated 4/3/74 captioned  
"BLACK PANTHER PARTY, NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
Matters" (MEfile 157-1205-1682)

Memorandum of SA [redacted] to SAC dated  
4/24/74 captioned "BLACK PANTHER PARTY, EM" (MEfile 157-1205-  
1684)

b6  
b7c

FD-306 dated 4/26/74 with attached informant report  
(MEfile 157-1205-1687)

FD-306 dated 5/1/74 with attached informant report  
(MEfile 157-1205-1689)

FD-306 dated 6/3/74 with attached informant report  
(MEfile 157-1205-1690)

FD-306 dated 6/22/74 with attached informant report  
(MEfile 157-1205-1691a)



ME 157-1205

FD-306 dated 6/25/74 with attached informant report  
(MEfile 157-1205-1691B)

Memphis airtel to Bureau dated 7/2/74 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
Matters" (MEfile 157-1205-1692)

FD-306 dated 8/12/74 with attached informant  
report (MEfile 157-1205-1696)

Memorandum of SA [ ] to SAC, Memphis  
dated 8/12/74 captioned "BLACK PANTHER PARTY, EM - BPP"  
(MEfile 157-1205-1697)

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b7C

FD-306 dated 9/6/74 with attached informant report  
(MEfile 157-1205-1700)

FD-306 dated 9/27/74 with attached informant report  
(MEfile 157-1205-1702)

Memphis airtel to Bureau dated 10/1/74 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
Matters" (MEfile 157-1205-1701)

FD-306 dated 10/24/74 with attached informant report  
(MEfile 157-1205-1706)

FD-306 dated 10/29/74 with attached informant report  
(MEfile 157-1205-1705)

FD-306 dated 11/4/74 with attached informant report  
(MEfile 157-1205-1707)

FD-306 dated 11/8/74 with attached informant report  
(MEfile 157-1205-1708)

FD-306 dated 12/24/74 with attached informant report  
(MEfile 157-1205-1711)



ME 157-1205

Memphis airtel to Bureau dated 12/30/74 captioned "BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM (BPP-NCCF), Memphis Division Quarterly Summary, Extremist Matters" (MEfile 157-1205-1712)

FD-306 dated 1/8/75 with attached informant report (MEfile 157-1205-1714)

FD-306 dated 1/10/75 with attached informant report (MEfile 157-1205-1715)

FD-306 dated 2/12/75 with attached informant report (MEfile 157-1205-1717)

FD-306 dated 2/27/75 with attached informant report (MEfile 157-1205-1718)

FD-306 dated 3/13/75 with attached informant report (MEfile 157-1205-1719)

Memphis airtel to Bureau dated 3/31/75 captioned "BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM (BPP-NCCF), Memphis Division Quarterly Summary, Extremist Matters" (MEfile 157-1205-1721)

FD-306 dated 4/2/75 with attached informant report (MEfile 157-1205-1722)

FD-306 dated 4/3/75 with attached informant report (MEfile 157-1205-1723)

Memorandum of SA [ ] to SAC Memphis dated 6/16/75 captioned "BLACK PANTHER PARTY (BPP) CLEAVER FACTION, EM" (MEfile 157-1205-1726)

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b7C

FD-306 dated 6/26/75 with attached informant report (MEfile 157-1205-1730)

Memphis airtel to Bureau dated 7/5/75 captioned "BLACK PANTHER PARTY-NATIONAL COMMITTEE TO COMBAT FASCISM (BPP-NCCF), Memphis Division Quarterly Summary, Extremist Matters" (MEfile 157-1205-1728)



ME 157-1205

FD-306 dated 7/10/75 with attached informant report  
(MEfile 157-1205-1729)

FD-306 dated 7/24/75 with attached informant report  
(MEfile 157-1205-1731)

Memorandum of SA [ ] to SAC Memphis dated  
9/4/75 captioned "AAPRP, Extremist Matters" (MEfile 157-1205-1734)

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b7C

FD-306 dated 9/4/75 with attached informant report  
(MEfile 157-1205-1735)

FD-306 dated 9/16/75 with attached informant report  
(MEfile 157-1205-1738)

FD-306 dated 9/25/75 with attached informant report  
(MEfile 157-1205-1740)

FD-306 dated 10/1/75 with attached informant report  
(MEfile 157-1205-1739)

Memphis airtel to Bureau dated 10/2/75 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
Matters" (MEfile 157-1205-1737)

FD-306 dated 10/2/75 with attached informant report  
(MEfile 157-1205-1744)

FD-306 dated 10/14/75 with attached informant report  
(MEfile 157-1205-1742)

Memorandum of SA [ ] to SAC Memphis dated  
10/20/75 captioned "BLACK PANTHER PARTY - CLEAVER FACTION  
(CF), EM - BPP" (MEfile 157-1205-1741)

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b7C

FD-306 dated 10/22/75 with attached informant report  
(MEfile 157-1205-1743)

FD-306 dated 10/28/75 with attached informant report  
(MEfile 157-1205-1745)

FD-306 dated 11/12/75 with attached informant report  
(MEfile 157-1205-1747)



ME 157-1205

FD-306 dated 12/2/75 with attached informant report  
(MEfile 157-1205-1752)

FD-306 dated 12/2/75 with attached informant report  
(MEfile 157-1205-1750)

FD-306 dated 12/3/75 with attached informant report  
(MEfile 157-1205-1749)

Memorandum of SA [ ] to SAC, Memphis dated  
12/9/75 captioned "BLACK PANTHER PARTY - CLEAVER FACTION (CF),  
EM - BPP" (MEfile 157-1205-1748)

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b7C

Memorandum of SA [ ] to SAC, Memphis dated  
12/9/75 captioned "BLACK PANTHER PARTY - EM" (MEfile 157-1205-1751)

Memphis airtel to Bureau dated 12/24/75 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF), Memphis Division Quarterly Summary, Extremist  
Matters" (MEfile 157-1205-1753)

FD-306 dated 1/29/76 with attached informant report  
(MEfile 157-1205-1764)

FD-306 dated 1/29/76 with attached informant report  
(MEfile 157-1205-1761)

Memphis letter to Bureau dated 2/4/76 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM  
(BPP-NCCF); EM - BPP" (MEfile 157-1205-1758)

Memphis letterhead memorandum dated 2/4/76 captioned  
"BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM;  
BPP-NCCF); EM - BPP" (MEfile 157-1205-1757)

FD-306 dated 3/5/76 with attached informant report  
(MEfile 157-1205-1762)

FD-306 dated 3/8/76 with attached informant report  
(MEfile 157-1205-1763)

Memorandum of SA [ ] to SAC Memphis dated  
3/10/76 captioned "BLACK PANTHER PARTY - CLEAVER FACTION (CF),  
EM-BPP" (MEfile 157-1205-1759)

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b7C



ME 157-1205

Memphis airtel to Bureau dated 3/30/76 captioned "BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM (BPP-NCCF), Memphis Division Quarterly Summary, Extremist Matters" (MEfile 157-1205-1760)

FD-306 dated 4/12/76 with attached informant report (MEfile 157-1205-1766)

FD-306 dated 4/19/76 with attached informant report (MEfile 157-1205-1767)

Memphis airtel to Bureau dated 7/2/76 captioned "BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM (BPP-NCCF), Memphis Division Quarterly Summary, Extremist Matters" (MEfile 157-1205-1768)

Memorandum of SA [ ] to SAC Memphis dated 7/16/76 captioned "BLACK PANTHER PARTY, CLEAVER FACTION (CF), EM-BPP" (MEfile 157-1205-1770)

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b7C

Memphis letter to Bureau dated 8/23/76 captioned "BLACK PANTHER PARTY - NATIONAL COMMITTEE TO COMBAT FASCISM, EM - BPP - NCCF. OO: SAN FRANCISCO" (MEfile 157-1205-1771)

Memphis letter to Bureau dated 8/23/76 captioned "BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF); EM" (MEfile 157-1205-1772)

Memphis airtel to Bureau dated 2/18/77 captioned "BLACK PANTHER PARTY, et al, v. EDWARD LEVI; Et Al. (U.S.D.C., D.C.) CIVIL ACTION NO. 76-2205" (MEfile 157-1205-1791)

Memphis letterhead memorandum dated 2/18/77 captioned "BLACK PANTHER PARTY, Et Al, vs. EDWARD LEVI; Et Al (U.S. District Court, D.C.), CIVIL ACTION NO. 76-2205" (MEfile 157-1205-1790)

Memphis teletype to Bureau dated 7/8/77 captioned "BLACK PANTHER PARTY, Et Al, v. EDWARD LEVI, Et Al (U.S.D.C., D.C.) CIVIL ACTION NO. 76-2205" (MEfile 157-1205-1793)

A review of Memphis files revealed that no information has been received or developed by the Memphis Office regarding the plaintiffs in this case, subsequent to 1/1/74 other than the BPP. The files of the Memphis Office contain no bulky material regarding the BPP or other plaintiffs in this case, subsequent to 1/1/74. A review of the Memphis files revealed that no Elsur log exists regarding the plaintiffs in this case subsequent to 1/1/74.



F B I

Date: 8/2/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: DIRECTOR, FBI (62-117442)

FROM: *MM* LEGAT, MADRID (157-4)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76.2205  
BUDED: AUGUST 8, 1977

Re Buairtel 7/19/77, and MAD twl 7/7/77.

A review of Madrid files as identified in re Madtel reveals no information relative to captioned matter originated by this office subsequent to 1/1/74.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 7803 RDD/DML

③ - Bureau (62-117442)  
 (1-Foreign Liaison Unit)  
 1 - Madrid (157-4)  
 GTG:mlt  
 (4)

REC-70

ST-118

24 AUG 9 1977

b6  
b7CApproved: *122* *SSD*

Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



F B I

Date: 8/2/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
ATTENTION: SA [REDACTED]  
SPECIAL PROJECTS REVIEW UNIT,  
SPECIAL INVESTIGATIVE DIVISION

FROM: LEGAT, BUENOS AIRES (157-10) (RUC)

BLACK PANTHER PARTY, ET AL., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

Buenos Aires files contain no reference to captioned matter for the ten named plaintiffs subsequent to 1/1/74. Likewise, Buenos Aires files contain no bulky exhibits nor ELSUR logs identifiable with captioned matter or the plaintiffs.

3 - Bureau  
(1 - Foreign Liaison Unit)  
1 - Buenos Aires  
RWS:jn  
(4)

REC-93

62-117442-154

17 AUG 9 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RUC/DAI

CC-3852

NAME CHECK

Approved: [Signature] Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

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b7Cb6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (62-117442)  
ATTN: SA [REDACTED]  
FROM : *A* SPECIAL PROJECTS REVIEW UNIT,  
SPECIAL INVESTIGATIVE DIV.

DATE: 8/3/77

b6

b7C

SUBJECT: SAC, MOBILE (62-1772) (C)

*P*  
BLACK PANTHER PARTY, ET AL, V.  
EDWARD LEVI, ET AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 8/8/77

Re BUairtel 7/19/77.

Enclosed herewith are two copies each of 20 communications relating to the Black Panther Party. Also enclosed are 2 copies of communication dated 1/11/77, relating to the Black Panther Party - Cleaver Faction. In addition enclosed are two copies each of 13 communications relating to HUEY PERCY NEWTON.

The Bureau is advised there are no bulky files or ELSUR Logs pertaining to these files maintained in Mobile.

2-Bureau (Encs. 68) **ENCLOSURE**  
1-Mobile  
JRH:lpw  
(3)

REC-93

EX-131

62-117442-155  
AUG 5 1977

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b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RCD/omj

*Encl & CC-3852*





FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/28/77

TO : DIRECTOR, FBI (62-117442)

ATTENTION: SA b6  
b7c

Special Projects Review Unit  
Special Investigative Division

FROM: LEGAT BERN (157-7) (RUC)

BLACK PANTHER PARTY, et al., V.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 (BUDED: 8/8/77)

ReBuairtel to Albany dated 7/19/77.

Enclosed for Bureau are two Xerox copies of memorandum dated 6/17/76 from Legat, Bern, to Consular Section, American Embassy, Bern, and enclosure; Legat, Bern, airtel to Bureau dated 2/24/77, and Bern cable to Bureau dated 7/8/77.

Bern files contain no other communications originated by this office since 1/1/74.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RCD/DMJ

- ③ - Bureau (Enc. 8)  
     (1 - Foreign Liaison Unit)  
 1 - Bern

LHR:il  
 (4)

SL 104

REC-76

62-117442-156

Enclosure - 3852

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_



F B I

Date: 8/1/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: DIRECTOR, FBI (62-117442)

FROM: LEGAT, BONN (105-7048)

13  
C BLACK PANTHER PARTY, et al, v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: AUGUST 8, 1977

ReBuairtel to Albany, 7/19/77.

Enclosed for Bureau are two (2) copies of each  
communication originated by Bonn concerning this matter,  
beginning with January 1, 1974.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RD/DMJ

SI 104

REC-76

62-117442-157

14 ENCLOSURE  
3 - Bureau (Enc. 12)  
1 - Foreign Liaison Unit  
1 - Bonn  
TMH:pas  
(4)

70  
109  
Approved: [Signature]  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

U.S. Government Printing Office



F B I

Date: 7/27/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Priority)

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y.	_____

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, HONOLULU (157-136) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED AUGUST 8, 1977

Re Bureau airtel to Albany dated 7/19/77.

A review of all main and sub files of the Honolulu Division regarding the below-listed plaintiffs revealed no communications originated by the Honolulu Office subsequent to 1/1/74:

Black Panther Party. HUEY P. NEWTON. [REDACTED]

JOHN GEORGE, [REDACTED]

b6  
b7C

ST 114

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/PMJ

② - Bureau  
1 - Honolulu

1 AUG 2 1977

JEM:mes  
(3)

NAME [REDACTED]  
LEAD COUNSEL

100-3852

10878  
RM 42140

Approved: [Signature]  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



FBI

Date: 8/4/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 FROM: LEGAT, OTTAWA (157-35)(RUC)  
 BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW  
 UNIT  
 SPECIAL INVESTIGATIVE  
 DIVISION

b6  
b7C

ReBuairtel 7/19/77.

Attached are two copies each of three teletypes concerning HUEY P. NEWTON, which meet Bureau stipulation concerning documents originated by this office subsequent to 1/1/74.

3 - Bureau (Enc.6)  
 (1 - Foreign Liaison)(Direct)  
 1 - Ottawa  
 JFB:cae  
 (4)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DWJ

CONFIDENTIAL MATERIAL ATTACHED

ST. 114 REC 12

159  
17 AUG 9 1977

Encl 4 cc - 3852

b6  
b7C

Approved: [Signature] Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

70 AUG 9 1977



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/3/77

TO: DIRECTOR, FBI (62-117442) (ATTN: SA [REDACTED])  
 SPECIAL PROJECTS REVIEW UNIT, SPECIAL INVESTIGATIVE DIV.)  
 FROM: SAC, ST. LOUIS (62-5099) RUC

THE BLACK PANTHER PARTY  
 ET AL  
 VERSUS  
 EDWARD LEVI  
 (U. S. DISTRICT COURT, D. C.)  
 CIVIL ACTION FILE #76-2205  
 BUDED: 8/8/77

b6  
 b7C

ReBuairtel to Albany, 7/19/77.

Enclosed for the Bureau are two xerox copies of each communication originating in the main and sub files of St. Louis Office, subsequent to 1/1/74, regarding the BPP and ten named plaintiffs.

SL Division is not in possession of Elsur logs or bulky files.

ST 114

REC-71

ENCLOSURE

2 Bureau (Enc. 14)  
 1- St. Louis  
 SDK/cw  
 (3)

9 AUG 16 1977

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD

b6  
 b7C

NAME [REDACTED]

End + CC - 3852

Approved: [Signature]

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_



FBI

Date: 8/6/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, DALLAS (62-4873) (RUC)

SUBJECT: BLACK PANTHER PARTY, ET AL,  
v. EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: August 8, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 [redacted] [redacted]

Re Bureau airtel to Albany dated 7/19/77.

Enclosed for the Bureau are two copies each of the below listed documents in accordance with instructions set forth in referenced airtel. The documents are set out by file number, serial number and title.

(1) Bufile 88-55585, Dallas file 91-5583, Serial 69, case captioned, [redacted] aka - FUGITIVE, [redacted] UFAP - ASSAULT ON A POLICE OFFICER; OO: SAN FRANCISCO."

b6  
b7C

(2) Bufile 157-8141, Dallas file 157-950, Serials 59, 62, 63 and 64, case captioned, "FOREIGN INFLUENCE IN THE BLACK NATIONAL MOVEMENT; EM - BLACK NATIONALIST."

(3) Bufile 105-165,706-12, Dallas file 157-1105, Serials, 1111a, 1116, 1118, 1119, 1120, 1121, 1123, 1124, 1127, 1129, 1132, 1136, 1137, 1138, 1143, 1144, 1147, 1150, 1152, 1154a, 1154b, 1155, 1156, 1160, 1165, 1167, 1169, 1170, 1172, 1173, 1174, 1175, 1178, 1179, 1180, 1181, 1182, 1186, 1187, 1188, 1189, 1190, 1191, 1192 and 1193, case captioned, "THE BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, USDC, DC, CIVIL NO. 76-2205."

- (2) - Bureau (Enc. 120) ENCLOSURE  
6 - Dallas (1 - 62-4873)  
(1 - 91-5583)  
(1 - 157-950)  
(1 - 157-1105)  
(1 - 157-1710)  
(1 - 157-2203)

ST 104

REC-84

62-117442-161

AUG 13 1977

LEGAL COUNSEL

b6  
b7C

JPS/dl

(8)

Approved: [signature]

Special Agent in Charge

Sent

M Per

9-



(4) Bufile 105-165,706, Dallas file 157-1710, Serials 261, 262, 267, 268, 269, 270, 271, 274, 276, 277, 279, 280, 283, 284, 285, 286, 287, 288, 290, 292, 293, 294, 296a, 297, 298, 299, 300, 301, 303, 304, 305, 306, 307, 308, 312, 313, 316, 317, 319, 320, 321, 322, 323, 324, 325, 328, 329, 331, 332, 334, 335, 336, 337, 339, 340, 344, 345, 346, 348, 349, 350, 351, 352, 353, 354, 355, 356, 358, case captioned, "BLACK PANTHER PARTY (BPP), DALLAS DIVISION, QUARTERLY SUMMARY; EM."

(5) Bufile 157-22,627, Dallas file 157-2203, Serials 76 and 81, case captioned, "BLACK PANTHER PARTY - CLEAVER FACTION; EXTREMIST MATTER."



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/5/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: )  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

b6  
 b7C

FROM: SAC, MIAMI (62-6615) (RUC)

SUBJECT: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: 8/8/77

Re Bureau airtel to Albany dated 7/19/77.

The following enclosures were requested by Headquarters per referenced airtel:

Two copies each of 23 communications and intra-office memoranda originated by the Miami Office pertaining to the Black Panther Party. Said communications are dated subsequent to 1/1/74, and are from Miami case file entitled "BLACK PANTHER PARTY, EXTREMIST MATTER", MM 157-2646.

Two copies each of 26 communications and intra-office memoranda originated by the Miami Office pertaining to the Black Panther Party. Said communications are dated subsequent to 1/1/74, and are from Miami case file entitled "BLACK PANTHER PARTY, CLEAVER FACTION, EXTREMIST MATTER", MM 157-4383.

Two copies each of one memorandum and one inter-office communication originated by the Miami Office pertaining to  Said communications are dated subsequent to 1/1/74, and are from Miami case file entitled   EM - BPP", MM 157-6075.

③ - Bureau (ENC. 104)  
 1 - Miami

HAC/jjj  
 (4)

Enc 104 - 3857 INFORMATION

HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RUC

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_  
 (Number)

(Time)

Per \_\_\_\_\_



MM 62-6615

Two copies each of one memorandum pertaining to  
[redacted] Said memorandum is dated subsequent to  
1/1/74, and is entitled "AMERICAN MOVIE EXECUTIVES VISIT  
CUBA", MM 105-2138-704.

b6  
b7C

MM 157-2646 has a Sub A file containing the regular monthly intelligence summary covering the Black Panther Party originating from San Francisco. Miami has no bulky file and the 1A section contains only photographs of subjects.

MM 157-4383 has a Sub A file containing the semi monthly intelligence summary of the Black Panther Party - Cleaver Faction submitted by New York. Miami has no bulky file and the 1A section contains only photographs of subjects.

MM 157-6075 and 105-2138-704 have no bulky files, no 1A sections and no sub files.



UNITED STATES GOVERNMENT

# Memorandum

TO :

[Redacted]

b6  
b7C

DATE: 8-15-77

FROM :

SUBJECT:

BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

PURPOSE: To advise Records Management Division (RMD) to file all attached communications as enclosures to this memorandum in order to avoid unnecessary clerical work.

SYNOPSIS AND DETAILS: Captioned lawsuit was filed in U. S. District Court, District of Columbia, on 12-1-76, alleging conspiracy on the part of certain high-level Government officials to ruin the Black Panther Party (BPP) politically and financially. As a part of a rather broad discovery request on the part of the plaintiffs, FBIHQ instructed each field office to submit an estimated number of pages contained in their files regarding the BPP. Each field office responded, primarily by teletype, and the figures contained therein were collected and placed on a work sheet, one copy of which is attached hereto. Since all information contained therein has been collected in summary form, it is felt unnecessary that each individual teletype should be serialized and, therefore, one copy of each teletype is being attached hereto.

Enc.

75 ENCLOSURE  
ENC. BEHIND ENCL

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD/OMJ

1 -  
1 -  
1 -

[Redacted]

b6  
b7C

1 -  
1 -  
1 -

[Redacted]

REC-90

EX-132

WDB/amo  
(7)

CONTINUED - OVER

17 AUG 18 1977



242  
AUG 31 1977

U.S. Savings Bonds Regularly on the Payroll Savings Plan

NAME CHECK



Memorandum to   
Re: Black Panther Party, et al., v.  
Edward Levi, et al.

b6  
b7C

RECOMMENDATION: That all attached communications be filed  
as enclosures to this memorandum in Bufile 62-117442.

13  
a ✓



# BLACK PANTHER PARTY

Work Sheet  
0-48 (Rev. 17-72)

Jan. 1, 1974 — Present

Prior to Jan. 1, 1974

1. Albany	250	8,800
2. Albuquerque	300	3,932
3. Alexandria	0	0
4. Anchorage	20	400
5. Atlanta	628	9,433
6. Baltimore	300	8,300
7. Birmingham	625	10,025
8. Boston	205	22,770
9. Buffalo	209	9,905
10. Butte	8	2,087
11. Charlotte	1,625	25,900
12. Chicago	743	58,143
13. Cincinnati ✓	220	18,200
14. Cleveland	400	20,400
15. Columbia	267	9,350
16. Dallas	550	10,325
17. Denver	76	8,378
18. Detroit	1,800	22,200
19. El Paso	150	6,500
20. Honolulu	100	300
21. Houston	504	9,904
22. Indianapolis	100	15,900
23. Jackson	281	6,825
24. Jacksonville	210	3,785
25. Kansas City	125	3,100
26. Knoxville	2,409	5,350
27. Las Vegas	200	5,200
28. Little Rock	216	3,518
29. Los Angeles	600	28,400
30. Louisville	975	11,509
31. Memphis	450	6,800
32. Miami	100	4,600
33. Milwaukee	900	15,000
34. Minneapolis	150	400
35. Mobile	246	6,179
36. Newark	600	38,400
✓ 37. New Haven	115	44,881
38. New Orleans	600	15,300
39. New York City	4,500	142,200
40. Norfolk	800	7,515
41. Oklahoma City	250	7,975
42. Omaha	702	14,882
43. Philadelphia	1,132	37,504
44. Phoenix	350	7,500
45. Pittsburgh	121	7,858
46. Portland	331	18,404
✓ 47. Richmond	350	9,000
48. Sacramento	1,510	16,428
49. Saint Louis	250	7,250
50. Salt Lake City	0	0
51. San Antonio	275	5,375
52. San Diego	1,500	25,020
53. San Francisco	14,236	305,262
54. San Juan	340	700
55. Savannah	300	8,000
56. Seattle	1,000	37,450
57. Springfield	450	16,500
58. Tampa	356	6,675
59. Washington Field	710	24,199
SOG	10,257	176,408
San Jose	205	9,426
Supply Room, Basement		

per phone

Totals

62-117442-163  
69,000 FO

1,182,934 FO

1,368,768 All

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RCD

ENCLOSURE

TOTAL — 1,448,240



# HUEY P. NEWTON

Work Sheet  
0-48 (Rev. 4-17-72)

	Jan. 1, 1974 - Present	Prior to Jan. 1, 1974
1. Albany	0	100
2. Albuquerque	0	50
3. Alexandria	50	2,600
4. Anchorage	0	0
5. Atlanta	0	200
6. Baltimore	0	45
7. Birmingham	0	100
8. Boston	7	170
9. Buffalo	1	10
10. Butte	0	0
11. Charlotte	6	225
12. Chicago	150	500
13. Cincinnati	17	73
14. Cleveland	0	133
15. Columbia	0	125
16. Dallas	0	100
17. Denver	0	31
18. Detroit	10	420
19. El Paso	0	15
20. Honolulu	0	100
21. Houston	0	216
22. Indianapolis	0	135
23. Jackson	1	224
24. Jacksonville	0	10
25. Kansas City	0	0
26. Knoxville	0	13
27. Las Vegas	1	19
28. Little Rock	0	4
29. Los Angeles	200	500
30. Louisville	0	12
31. Memphis	0	18
32. Miami	0	0
33. Milwaukee	4	300
34. Minneapolis	30	100
35. Mobile	46	157
36. Newark	0	150
37. New Haven	0	713
38. New Orleans	0	100
39. New York City	30	1,870
40. Norfolk	9	54
41. Oklahoma City	0	0
42. Omaha	NONE	30
43. Philadelphia	2	275
44. Phoenix	0	13
45. Pittsburgh	0	35
46. Portland	2	2
47. Richmond	2	22
48. Sacramento	8	593
49. Saint Louis	0	7
50. Salt Lake City	0	4
51. San Antonio	0	0
52. San Diego	0	218
53. San Francisco	1,197	21,011
54. San Juan	5	20
55. Savannah	0	100
56. Seattle	100	504
57. Springfield	0	123
58. Tampa	2	15
59. Washington Field	20	100
SOG	661 (all plants)	13,564 (all plants)
<del>Legats</del>	81	253
Supply Room, Basement		

Totals

1,904 FO

33,421 FO

2,646 All

46,248 All

TOTAL — 48,594



Work Sheet  
0-48 (Rev. 4-17-72)

	Jan 1, 1974 — Present	Prior to Jan 1, 1974
1. Albany	0	20
2. Albuquerque	1	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	10
6. Baltimore	0	0
7. Birmingham	0	0
8. Boston	0	25
9. Buffalo	2	7
10. Butte	0	0
11. Charlotte	0	4
12. Chicago	0	0
13. Cincinnati	7	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	11
18. Detroit	0	20
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	3
22. Indianapolis	0	0
23. Jackson	0	8
24. Jacksonville	0	5
25. Kansas City	0	0
26. Knoxville	0	3
27. Las Vegas	0	0
28. Little Rock	0	2
29. Los Angeles	100	5,300
30. Louisville	0	0
31. Memphis	0	0
32. Miami	3	0
33. Milwaukee	0	0
34. Minneapolis	30	70
35. Mobile	0	1
36. Newark	0	200
37. New Haven	0	202
38. New Orleans	0	0
39. New York City	0	55
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	73
44. Phoenix	0	13
45. Pittsburgh	0	10
46. Portland	0	8
47. Richmond	0	0
48. Sacramento	2	443
49. Saint Louis	0	3
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	20
53. San Francisco	800	5,685
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	8
57. Springfield	0	38
58. Tampa	0	0
59. Washington Field	0	21
50G		
Leads	0	131
Supply Room, Tinsment		

Totals

945 FO

12,399 All

945 All

TOTAL - 13,344



Work Sheet  
0-81 (Rev. 4-17-72)

	Jan. 1, 1974 — Present	Prior to Jan. 1, 1974
1. Albany	0	1
2. Albuquerque	0	43
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	0
7. Birmingham	0	1
8. Boston	12	12
9. Buffalo	1	5
10. Butte	0	1
11. Charlotte	0	0
12. Chicago	0	0
13. Cincinnati	0	14
14. Cleveland	0	100
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	10
19. El Paso	0	12
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	1	1
27. Las Vegas	0	30
28. Little Rock	0	2
29. Los Angeles	600	2,600
30. Louisville	0	0
31. Memphis	0	0
32. Miami	3	0
33. Milwaukee	0	43
34. Minneapolis	0	0
35. Mobile	0	5
36. Newark	0	5
37. New Haven	0	300
38. New Orleans	0	0
39. New York City	60	4
40. Norfolk	0	2
41. Oklahoma City	0	0
42. Omaha	NONE	5
43. Philadelphia	4	0
44. Phoenix	0	25
45. Pittsburgh	0	40
46. Portland	0	1
47. Richmond	0	0
48. Sacramento	20	48
49. Saint Louis	1	50
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	5	247
53. San Francisco	174	273
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	1
57. Springfield	0	10
58. Tampa	0	0
59. Washington Field	9	3
SOG		
Logos	0	2
Supply Room, Basement		

Totals

898

3,892

4,790



Work Sheet  
0-45 (Rev. 4-17-72)

	Jan. 1, 1974 — Present	Prior to Jan. 1, 1974
1. Albany	0	7
2. Albuquerque	0	3
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	13
7. Birmingham	0	0
8. Boston	0	23
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	0
12. Chicago	0	60
13. Cincinnati	0	6
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	7
18. Detroit	0	10
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	25
23. Jackson	0	0
24. Jacksonville	0	25
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	1	30
28. Little Rock	0	0
29. Los Angeles	0	0
30. Louisville	0	0
31. Memphis	0	0
32. Miami	4	6
33. Milwaukee	0	20
34. Minneapolis	0	0
35. Mobile	0	9
36. Newark	0	5
37. New Haven	0	21
38. New Orleans	0	0
39. New York City	100	3
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	13
45. Pittsburgh	0	0
46. Portland	0	4
47. Richmond	0	0
48. Sacramento	0	8
49. Saint Louis	4	4
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	15
53. San Francisco	29	908
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	20
57. Springfield	0	8
58. Tampa	0	0
59. Washington Field	88	50
800		
Legats	1	29
Supply Room, Basement		
Totals	233	1344

1,577



Work Sheet  
0-48 (Rev. 4-17-72)

	Jan 1, 1974 — Present	Price to Jan 1, 1974
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	0
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	0
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	0
19. El Paso	0	0
20. Honolulu	0	100
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	0
28. Little Rock	0	0
29. Los Angeles	0	25
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	0	0
35. Mobile	0	0
36. Newark	0	0
37. New Haven	0	0
38. New Orleans	0	5
39. New York City	0	4
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	0
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	1
49. Saint Louis	0	0
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	0
53. San Francisco	8	100
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	0
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	0	8
SOG		
<del>Legats</del>	1	0
Supply Room, Basement		

Totals

9

252



Work Sheet  
0-48 (Rev. 4-17-72)

	Jan 1, 1974 — Present	Prior to Jan. 1, 1974
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	3
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	0
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	0
19. El Paso	0	0
20. Honolulu	0	1
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	0
28. Little Rock	0	0
29. Los Angeles	0	0
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	0	0
35. Mobile	0	0
36. Newark	0	0
37. New Haven	0	0
38. New Orleans	0	0
39. New York City	0	0
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	0
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	0
49. Saint Louis	0	0
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	0
53. San Francisco	50	88
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	0
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	0	0
SOC		
<del>Legats</del> Legats	1	0
Supply Room, Inclement		
Totals	51	92



## JOHN GEORGE

Work Sheet  
9-48 (Rev. 4-17-72)

	Jan. 1, 1924 — Present	Prior to Jan. 1, 1924
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	8
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	8
10. Butte	0	0
11. Charlotte	0	0
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	0
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	0
28. Little Rock	0	0
29. Los Angeles	0	50
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	70	100
35. Mobile	0	0
36. Newark	0	5
37. New Haven	0	0
38. New Orleans	0	10
39. New York City	0	0
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	50
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	0
49. Saint Louis	0	0
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	0
53. San Francisco	100	250
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	0
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	0	4
800		
Quantities, Legats	0	0
Supply Room, Basement		
Totals	170	802



Work Sheet  
0-48 (Rev. 4-17-72)

	Jan. 1, 1974 — Present	Prior to Jan. 1, 1974
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	0
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	100
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	10
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	30
28. Little Rock	0	0
29. Los Angeles	0	25
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	0	0
35. Mobile	0	0
36. Newark	0	0
37. New Haven	0	0
38. New Orleans	0	0
39. New York City	90	0
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	0
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	18
49. Saint Louis	0	1
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	0
53. San Francisco	53	1,167
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	1
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	12	0
SOG		
<del>Domestic</del> Legats	1	32
Supply Room, Insurgent		

Totals

156

1411

1,567



Work Sheet  
0-48 (Rev. 4-17-72)

	Jan 1, 1974 — Present	Prior to Jan 1, 1974
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	0
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	3
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	10
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	0
28. Little Rock	0	0
29. Los Angeles	0	500
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	0	0
35. Mobile	0	0
36. Newark	0	0
37. New Haven	0	0
38. New Orleans	0	0
39. New York City	0	7
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	0
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	21
49. Saint Louis	0	0
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	2
53. San Francisco	450	111
54. San Juan	0	0
55. Savannah	0	25
56. Seattle	0	0
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	0	0
SOC		
Supply Room, Basement	1	0
Totals	451	680



Work Sheet  
0-49 (Rev. 4-17-72)

	Jan 1, 1974 — Present	Prior to Jan. 1, 1974
1. Albany	0	0
2. Albuquerque	0	0
3. Alexandria	0	0
4. Anchorage	0	0
5. Atlanta	0	0
6. Baltimore	0	0
7. Birmingham	0	0
8. Boston	0	0
9. Buffalo	0	0
10. Butte	0	0
11. Charlotte	0	0
12. Chicago	0	0
13. Cincinnati	0	0
14. Cleveland	0	0
15. Columbia	0	0
16. Dallas	0	0
17. Denver	0	0
18. Detroit	0	0
19. El Paso	0	0
20. Honolulu	0	0
21. Houston	0	0
22. Indianapolis	0	0
23. Jackson	0	0
24. Jacksonville	0	0
25. Kansas City	0	0
26. Knoxville	0	0
27. Las Vegas	0	0
28. Little Rock	0	0
29. Los Angeles	0	600
30. Louisville	0	0
31. Memphis	0	0
32. Miami	0	0
33. Milwaukee	0	0
34. Minneapolis	0	0
35. Mobile	0	0
36. Newark	0	0
37. New Haven	0	0
38. New Orleans	0	0
39. New York City	0	0
40. Norfolk	0	0
41. Oklahoma City	0	0
42. Omaha	NONE	NONE
43. Philadelphia	0	0
44. Phoenix	0	0
45. Pittsburgh	0	0
46. Portland	0	0
47. Richmond	0	0
48. Sacramento	0	0
49. Saint Louis	0	0
50. Salt Lake City	0	0
51. San Antonio	0	0
52. San Diego	0	0
53. San Francisco	1,002	1,900
54. San Juan	0	0
55. Savannah	0	0
56. Seattle	0	0
57. Springfield	0	0
58. Tampa	0	0
59. Washington Field	0	30
SOG		
Legats	1	0
Supply Room, Basement		

Totals

1,003

2,530

3,533



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RR HQ

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R 090112Z JUL 77

FM SAN FRANCISCO (62-7035) (P)

TO DIRECTOR (62-117442) ROUTINE

BT

CLEAR

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL. U.S.D.C.,  
D.C., CIVIL SECTION FILE NUMBER 76-2205.

RE BUREAU AIRTEL TO ALBANY, FEBRUARY 8, 1977, SAN FRANCISCO  
AIRTEL TO BUREAU, MARCH 8, 1977, BUREAU TELETYPE TO ALL SAC'S,  
JULY 6, 1977, AND BUREAU TELETYPE TO ALL SAC'S, JULY 7, 1977.

UPON REVIEW OF SURVEY MADE IN RESPONSE TO BUREAU AIRTEL  
TO ALBANY FEBRUARY 8, 1977, A COMPUTATION OF THE NUMBER OF  
PAGES CONTAINED IN THOSE LISTED FILES AND REFERENCES IS SET  
FORTH AS FOLLOWS:

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

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PAGE TWO

SF 62-7035

CLEAR

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974

PRIOR TO

PLAINTIFF

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY -

MAIN & SUB FILES

14,236

305,262

HUEY P. NEWTON -

MAIN & SUB FILES

1,197

21,011

MAIN & SUB FILES

800

5,685

MAIN & SUB FILES

174

279

b6  
b7C

MAIN & SUB FILES

29

908

MAIN & SUB FILES

8

100

MAIN & SUB FILES

50

88

JOHN GEORGE -

MAIN & SUB FILES

100

486



PAGE THREE SF 62-7035 CLEAR

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974 PRIOR TO

PLAINTIFF TO PRESENT JANUARY 1, 1974

[REDACTED]  
MAIN & SUB FILES

53

L,L67

b6  
b7C

[REDACTED]  
MAIN & SUB FILES

450

111

[REDACTED]  
MAIN & SUB FILES

1,002

1,900

THE BUREAU'S ATTENTION IS ALSO DIRECTED TO THE EXISTANCE  
OF VOLUMINOUS TAPES IN CONNECTION WITH THE CAPTIONED ORGANIZA-  
TION AND IT'S MEMBERS.

BT



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FM ALBANY (62-2459) (RUC)

TO DIRECTOR (62-117442) (IMMEDIATE)

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205; BUDED: JULY 8, 1977.

RE ALBANY LETTER OF FEBRUARY 28, 1977 AND BUREAU  
TELETYPE OF JULY 6, 1977.

IN ACCORDANCE WITH INSTRUCTIONS SET FORTH IN REFERENCED  
TELETYPE THE FOLLOWING COMPUTATIONS CONDUCTED BY ALBANY ARE  
BEING SET FORTH FOR THE BENEFIT OF THE BUREAU:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY -		
MAIN AND SUB FILES	250	8,800
HUEY P. NEWTON -		
MAIN AND SUB FILES	0	160

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Fin. & Pers.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Spec. Inv.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

ALL INFORMATION CONTAINED  
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DATE 9/7/93 BY 9803 RDD/DMJ

WM. D. BREDEWEG - 9

62-117442-163



AL 62-2459 PAGE TWO E F T O

[REDACTED]	- MAIN AND SUB FILES	0	20	
[REDACTED]	- MAIN AND SUB FILES	0	1	b6 b7C
[REDACTED]	- MAIN AND SUB FILES	0	7	

THERE ARE NO MAIN FILES, SUB FILES OR FILE REFERENCES  
ON THE FOLLOWING INDIVIDUALS:

[REDACTED]

JOHN GEORGE

b6  
b7C

[REDACTED]

FOR INFORMATION OF THE BUREAU, ALBANY REPORTED IN  
REFERENCED LETTER NUMEROUS REFERENCES TO JOHN GEORGE. THIS  
INDIVIDUAL IS, IN FACT, A TOP HOODLUM FIGURE [REDACTED]  
[REDACTED] DOES NOT APPEAR TO BE IDENTIFIABLE WITH THE  
JOHN GEORGE OF INTEREST IN THIS PARTICULAR MATTER.

b6  
b7C

BT

#

INACQUAINTANCE  
W/ALBANY  
W/ALBANY

~~1881546Z HQ 1~~

CC/ Legal Coun Div



Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
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 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. ☒ \_\_\_\_\_  
 Spec. Inv. ☒ \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Charge Rm. \_\_\_\_\_  
 Sec'y \_\_\_\_\_

JUL 7 7 05 PM '77

AQ0004 138225Z

RR HQ

DE AQ

R 072255Z JUL 77

FM ALBUQUERQUE (100-3255) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

CLEAR

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,  
 D.C. CIVIL ACTION FILE NO. 76-2205.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/pms

H/B

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RE BUREAU TELETYPE, JULY 6, 1977.

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974

PRIOR TO

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER

230

3932

HUEY P. NEWTON

0

162

1

0

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43

0

3

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PAGE TWO AQ 100-3255 CLEAR

[REDACTED]

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JOHN GEORGE

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[REDACTED]

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BT

C. legal coun

~~U HAVE ONLY FOUR MACHINES THERE I HAVE 12 12~~



FBI

TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 7/7/77

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
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 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO: DIRECTOR, FBI (62-117442)

FROM: SAC, ALEXANDRIA (62-280) (RUC)

BLACK PANTHER PARTY,  
 ET AL, VERSUS  
 EDWARD LEVI,  
 ET AL

(U.S. DISTRICT COURT, D.C.)  
 CIVIL ACTION FILE NUMBER 76-2205  
 BUDED: 7/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/KOM

Re Bureau teletype, 7/6/77; and Alexandria airtel to the Bureau, 2/24/77.

A review of Alexandria files 157-10 and 157-179 containing references to HUEY P. NEWTON and [redacted] revealed the following estimate of pages contained in the files:

Estimated Pages  
1/1/74 to Present

50 pages

Estimated Pages  
Prior to 1/1/74

2,600 pages

② - Bureau  
 1 - Alexandria  
 TGN:klh  
 (3)

1 CC  
 Form 7338

Approved: K/hw Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time) Per \_\_\_\_\_

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 b7c



✓  
AN0402 1890812Z

RR HQ

DE AN

R 070703Z JUL 77

FM ANCHORAGE (157-42)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL., U.S.D.C.,  
D.C., CIVIL ACTION FILE NO. 76-2205.

BUDED JULY 8, 1977.

PLAINTIFF: BLACK PANTHER PARTY - MAIN AND SUB FILES,  
ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT: 20. ESTIMATED  
PAGES PRIOR TO JANUARY 1, 1974: 400.

THERE ARE NO MAIN OR SUB FILES REGARDING THE OTHER  
PLAINTIFFS.

BT

JUL 8 4 17 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. Dir.	_____
Dep. Dir.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Insp.	_____
Intell.	_____
Lab.	_____
Legal Coun.	_____
Off. Cong. & Public Affs.	_____
Rec. Mgmt.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

b6  
b7C

ALL INFORMATION CONTAINED  
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Legal Coun DIV  
7338



JUL 3 2 15 PM '77

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OF INVESTIGATION  
COMMUNICATIONS SECTION

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R 081750Z JUL 77

FM ATLANTA (62-2962) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,  
D.C. CIVIL ACTION FILE NUMBER 76-2205; BUDED JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977.

THE FOLLOWING IS AN ESTIMATED NUMBER OF PAGES IN ATLANTA  
FILES BASED ON BUREAU STANDARD SET IN REFERENCED BUREAU TELETYPE:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY	---	4800
FOR SELF DEFENSE		
(BPPSO)		
BUFILE 105-165706 SUB 2		
ATLANTA FILE 157-1680		

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BDA/RMJ



PAGE TWO AT (62-2962) E F T O

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY (BPP)	200	3200
NATIONAL COMMITTEE TO COMBAT FASCISM (NCCF)		
BUFILE 105-165706 SUB2		
ATLANTA FILE 157-4542		
HUEY P. NEWTON	---	200
BUFILE 105-165429		
ATLANTA FILE 157-5204		
<div data-bbox="102 977 541 1155"></div>	--- b6 b7C	10
BLACK PANTHER PARTY (BPP)	400	1000
CLEAVER FACTION		
BUFILE 157-22627		
ATLANTA FILE 157-5241		



PAGE THREE AT (67-2962) E F T O

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY (BPP)	---	13
TRAVEL OF LEADERSHIP		
BUFILE 105-165706		
ATLANTA FILE 157-5339		
HUEY P. NEWTON - DEFENSE	3	20
FUND		
BUFILE 105-165429		
ATLANTA FILE 157-4120		
COUNTERINTELLIGENCE PROGRAM	10	250
(COINTELPRO) BLACK		
NATIONALISTS - HATE GROUPS		
BUFILE 100-448006		
ATLANTA FILE 100-7182		
COUNTERINTELLIGENCE PROGRAM	25	150
(COINTELPRO) BLACK		
EXTREMISTS		
BUFILE 100-448006		



PAGE FOUR AT (62-2962) E F T O

ATLANTA FILE 157-4690

BT

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cc Legal Counsel



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FM BALTIMORE (62-2703) (RUC)

TO DIRECTOR, FBI (62-117442) IMMEDIATE

BT

E F T O

JUL 8 12 00 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
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Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, U.S.D.C., D.C.

CIVIL ACTION FILE NUMBER 76-2205.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

RE BUREAU TELETYPE DATED JULY 6, 1977.

DATE 9/7/93 BY 9803 RDD/DNJ

THE FOLLOWING IS AN ESTIMATED NUMBER OF PAGES OF BALTIMORE  
FILES IN CAPTIONED MATTER:

*None inserted re tel call 7-11-77*  
ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974,

PRIOR TO

PLAINTIFF

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY -

MAIN AND SUB FILES

8,300

300

HUEY P. NEWTON -

MAIN AND SUB FILES

42

0

b6  
b7C

9-1-77  
FM. D. PRIDEMORE

*Legal Council*



PAGE TWO BA (62-2703) E F T O

ESTIMATED PAGES  
JANUARY 1, 1974,

ESTIMATED PAGES  
PRIOR TO

AINTIFF

TO PRESENT

JANUARY 1, 1974

[REDACTED] - MAIN AND  
SUB FILES

0

0

[REDACTED] - MAIN AND  
SUB FILES

0

0

[REDACTED] - MAIN  
AND SUB FILES

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[REDACTED] - MAIN AND  
SUB FILES

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[REDACTED] - MAIN AND  
SUB FILES

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JOHN GEORGE - MAIN AND  
SUB FILES

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AND SUB FILES

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SUB FILES

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PAGE THREE BA (62-2703) E F T O

PLAINTIFF

ESTIMATED PAGES  
JANUARY 1, 1974,  
TO PRESENT

ESTIMATED PAGES  
PRIOR TO  
JANUARY 1, 1974

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Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

BH0027 1891853  
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 P 081853Z JUL 77

JUL 8 3 02 PM '77  
 RECEIVED  
 FEDERAL BUREAU  
 OF INVESTIGATION  
 COMMUNICATIONS SECTION

FM BIRMINGHAM (62-2624) (RUC)

TO DIRECTOR, FBI PRIORITY

BT

E F T O

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DMJ

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., USDC, D.C.,  
 CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SAC'S, DATED JULY 6, 1977.

A REVIEW OF THE FILES AND SUB-FILES ON PLAINTIFFS HAS  
 BEEN CONDUCTED IN THE BIRMINGHAM DIVISION, AND SET FORTH BELOW  
 IS THE APPROXIMATE NUMBER OF PAGES CONTAINED THEREIN.

PLAINTIFF	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY	625	10,025
HUEY P. NEWTON	0	100
	0	0
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PAGE TWO

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JOHN GEORGE

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FM BOSTON (62-5539)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977.

IN COMPLIANCE WITH INSTRUCTIONS CONTAINED IN REFERENCED  
BUREAU TELETYPE, SET FORTH BELOW IS THE ESTIMATED NUMBER OF  
PAGES CONTAINED IN THE FILES AND SUBFILES OF THE BOSTON OFFICE  
IN CAPTIONED MATTER:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY		
MAIN & SUB FILES	205	22770
HUEY P. NEWTON - MAIN &		
SUB FILES	7	440

JUL 8 3 27 PM '77  
RECEIVED  
FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMS

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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PAGE TWO BS 62-5539 E F T O

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
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PLAINTIFF

[REDACTED] - MAIN &

SUB FILES

NONE

25

[REDACTED] - MAIN &

SUB FILES

FILE NOT LOCATED TO DATE

[REDACTED] - MAIN &

SUB FILES

b6  
b7C  
NONE

22

[REDACTED] - MAIN &

SUB FILES

NONE

9

[REDACTED] - MAIN &

SUB FILES

NONE

NONE

JOHN GEORGE - MAIN &

SUB FILES

NONE

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SUB FILES

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NONE

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[REDACTED] - MAIN &

SUB FILES

NONE

NONE



PAGE THREE BS 62-5539 E F T O

	ESTIMATED PAGES	ESTIMATED PAGES
b6 b7C	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
<div data-bbox="79 743 447 809"></div> - MAIN &		
SUB FILES	NONE	NONE
BT		



F B I

Date: 7/13/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442) ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
FROM: SAC, BOSTON (62-5539) -RUC- DATE 9/7/93 BY 9803 RLD/DOJ  
SUBJECT: THE BLACK PANTHER PARTY, ETAL, VERSUS  
EDWARD LEVI, ETAL,  
(U.S. DISTRICT COURT, D. \*C.)  
CIVIL ACTION FILE NUMBER 76-2205

Re Bureau airtels to Albany 1/12/77 and 2/8/77.  
Boston airtel to Bureau 3/23/77.

Referenced Boston airtel advised that Boston files 176-65 and  
100-39097 Sub 1-44 were not located and information would be furnished  
when located.

The following pertains to the above files.

Boston file 176-65.  
UNSUB; Alleged Training of Black Panther  
Party Members for Revolution and  
Riot Situation, Boston, Mass.,  
ARL - NATIONAL FIREARMS ACT.  
1 volume, 34 serials  
File contains 84 pages all prior to 1/1/74.

100-39097 Sub 1-44  
New Left Movement - Key Activitst Album  
This serial refers to [redacted] and consists of  
2 pages. Serial is prior to 1/1/74.

b6  
b7c

② Bureau  
1 - Boston  
EEF:pd  
(3)

100-4440

*R. M. H.*  
*Rogers 7338*

~~70 JUL 15 1977~~

LEGAL COUNSEL

Approved: *yl* Sent *11:56* Per \_\_\_\_\_  
Special Agent in Charge



BU0087 1892118Z

RR HQ

DE BU

R 82100Z JULY 77

FM BUFFALO (62-2711) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ETAL. V. EDWARD LEVY, ETAL., U.S.D.C.,  
D.C., CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUREAU TEL TO ALL OFFICES, JULY 6, 1977.

AS REQUESTED BY THE BUREAU, THE FOLLOWING INFORMATION  
CONCERNING PLAINTIFFS AND PLAINTIFF ORGANIZATION IS SET FORTH  
IN ACCORDANCE WITH BUREAU INSTRUCTIONS:

ESTIMATED PAGES ESTIMATED PAGES

JAN. 1, 1974 PRIOR TO

TO PRESENT JAN. 1, 1974

BLACK PANTHER PARTY

MAIN FILE 197 7,235

SUB FILES 12 2,670

HUEY P. NEWTON

JUL 8 5 26 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
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Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDP/DMJ

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BU 62-2711 PAGE TWO E F T O  
ESTIMATED PAGES ESTIMATED PAGES

JAN. 1, 1974 PRIOR TO  
TO PRESENT JAN. 1, 1974

MAIN FILEØ 8

SUB FILES1 8

[REDACTED]  
MAIN FILEØ 0

SUB FILES2 7

[REDACTED]  
MAIN FILEØ 0

b6  
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SUB FILES1 5

[REDACTED]  
MAIN FILE6 3

SUB FILESØ 0

[REDACTED]  
MAIN FILEØ 0

SUB FILESØ 0

JOHN GEORGE

MAIN FILEØ 0

SUB FILESØ 86



BU 62-2711 PAGE THREE E F T O  
ESTIMATED PAGES ESTIMATED PAGES  
JAN. 1, 1974 PRIOR TO  
TO PRESENT JAN. 1, 1974

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 FEDERAL BUREAU  
 OF INVESTIGATION  
 COMMUNICATIONS SECTION

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Ø P 081833Z JUL 77

FM BUTTE (62-2751) (RUC)

TO DIRECTOR (62-117442) PRIORITY

BT

CLEAR

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/AMJ

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, U.S.D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205.

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974, PRIOR TO JANUARY

PLAINTIFF

TO PRESENT

1, 1974

BLACK PANTHER PARTY

8

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HUEY P. NEWTON

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JOHN GEORGE

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PAGE TWO BT 62-2751 CLEAR



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*cc: [unclear] [unclear]*



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JUL 8 6 17 PM '77

R 082200Z JUL 77FM CHARLOTTE (157-6471) (RUC)

TO DIRECTOR (62-117442) ROUTINE  
FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

BT

E F T O

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, USDC

CIVIL ACTION FILE NO. 76-2205 ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

BUDED: JULY 8, 1977

DATE 9/7/93 BY 9803 R

Assoc. Dir.	
Dep. AD Adm.	
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Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y.	

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RE BUTEL TO ALL SAC'S JULY 6, 1977.

ESTIMATED PAGES IN CHARLOTTE FILES ARE AS FOLLOWS:

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
PLAINTIFF		
BLACK PANTHER PARTY - MAIN		
& SUB FILES	1,675	25,900
HUEY P. NEWTON - MAIN & SUB FILES	6	225
MAIN & SUB FILES	b6 0 b7C	4
MAIN & SUB FILES	0	0



[REDACTED]	-MAIN & SUB FILES	Ø	Ø
[REDACTED]	-MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	Ø
[REDACTED]	-MAIN & SUB FILES	Ø	100
[REDACTED]	-MAIN & SUB FILES	Ø	3
[REDACTED]	MAIN & SUB FILES	Ø	Ø

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BT



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O 081633Z JUL 77

FM CHICAGO (62-7394)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL,

U.S.D.C., D.C., CIVIL ACTION FILE NO. 76-2205, BUDED

JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SAC'S DATED JULY 6, 1977.

PLAINTIFF

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974 TO

PRIOR TO

PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY -

MAIN AND SUB FILES

AND RELATED FILES 743

58,143

HUEY P. NEWTON -

MAIN AND SUB FILES 150

500

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CG 62-7394

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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JOHN GEORGE -

MAIN AND SUB FILES

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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MAIN AND SUB FILES

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IT IS NOTED THAT NO PAGE COUNT WAS MADE OF THE  
REFERENCES LISTED IN CHICAGO AIRTEL DATED MARCH 4, 1977,  
WHICH WAS RESPONSE TO BUREAU AIRTEL TO ALBANY DATED  
FEBRUARY 8, 1977.

BT



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R 072025Z JUL 77

FM CLEVELAND (62-2446) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BDD/pmj

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
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Director's Sec'y \_\_\_\_\_

BLACK PANTHER PARTY; ET AL; V. EDWARD LEVI; ET AL; U.S.D.C.,

D.C., CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUTELS TO ALL SACS IMMEDIATE, JULY 5, AND 7, 1977.

REVIEW OF CLEVELAND FILES DISCLOSED THE FOLLOWING:

ESTIMATED PAGES PRIOR TO JANUARY 1, 1974, BLACK PANTHER  
PARTY (BUFILE 105-165706) (CVFILE 157-797) - 20,400 PAGES;

HUEY P. NEWTON (BUFILE 105-165429) (CVFILE 157-2633) - 133

PAGES; [REDACTED]

[REDACTED] JOHN GEORGE, [REDACTED]

- 0

PAGES; [REDACTED]

100 PAGES. // ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT, BLACK  
PANTHER PARTY - 400 PAGES. ESTIMATED PAGES JANUARY 1, 1974  
TO PRESENT, OTHER PLAINTIFFS - 0 PAGES.

BT

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FM COLUMBIA (157-4975)

TO DIRECTOR (62-117442) IMMEDIATE

BT

CLEAR

BLACK PANTHER PARTY, ET. AL., VERSUS EDWARD LEVI, ET AL,

U.S.D.C., D.C.; CIVIL ACTION FILE NO. 76-2205.

REBUTEL, JULY 6, 1977.

COLUMBIA DIVISION DATA AS REQUESTED IN REBUTEL IS AS  
FOLLOWS:

	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
PLANTIFF		
BLACK PANTHER PARTY (CO 157-4975)	MAIN - 60 SUB - 0	MAIN - 3725 SUB - 1450
BLACK PANTHER PARTY CLEAVER FACTION (CO 157-7320)	MAIN - 200 SUB - 27	MAIN - 750 SUB - 200

Assoc. Dir.	_____
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Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgnt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DUS

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PAGE TWO, CO 157-4975      CLEAR

HUEY P. NEWTON              MAIN - Ø

MAIN - 125

(CO 157-5978)              SUB - Ø

SUB - Ø

COLUMBIA FILES CONTAIN NO MAIN OR SUB FILES ON OTHER  
PLAINTIFFS LISTED IN RETEL.

BT



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FM DALLAS (62-4373) (P)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

BLACK PANTHER PARTY, EL AL. V. EDWARD LEVI, ET AL.,

U.S.D.C., D.C. CIVIL ACTION FILE NO. 76-2205; BUDED:

JULY 8, 1977.

RE DALLAS AIRTEL, DATED FEBRUARY 23, 1977; BUREAU  
TELETYPE, DATED JULY 6, 1977; AND BUREAU TELEPHONE  
CALL TO DALLAS, JULY 11, 1977.

REVIEW OF DALLAS DIVISION FILES REFLECT THE FOLLOWING  
INFORMATION REQUESTED BY THE BUREAU:

PAGES AFTER

PAGES PRIOR

JULY 1, 1974

JULY 1, 1974

BLACK PANTHER PARTY

(BPP), EM - BPP

BUFILE 105-165706

JUL 12 12 51 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803

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E F T O DL 62-4873 PAGE TWO

	PAGES AFTER	PAGES PRIOR
	JULY 1, 1974	JULY 1, 1974
MAIN FILE	200	7600
SUB-FILE	0	0
BPP, DALLAS DIVISION,		
EM		
BUFILE 135-165706		
SUB 12		
MAIN FILE	150	1350
SUB-FILES	0	0
BPP - CLEAVER FACTION,		
EM		
BUFILE 157-22627		
MAIN FILE	200	700
SUB-FILES	0	0
HUEY P. NEWTON, RM-		
BPP		
BUFILE 135-165429		
MAIN FILE	0	100
SUB-FILES	0	0



L F T O DL 62-4873 PAGE THREE

OTHER DALLAS OFFICE FILES PREVIOUSLY LISTED IN  
DALLAS AIRTEL DATED FEBRUARY 23, 1977, AND REFERENCES  
TO OTHER SUBJECTS INVOLVED IN BPP CONTAINED INSIGNIFICANT  
NUMBER OF SERIALS TO THIS PROJECT.

BT

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INADVERTENTLY  
RECEIVED  
FEBRUARY 23, 1977

cc - Legal Council



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OO HQ

DE DN

O 072020Z JUL 77

FM DENVER (157-160) (C)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL VS. EDWARD LEVI, ET AL; USDC.,

D.C., CIVIL ACTION FILE NO. 76-2205, BUDED JULY 8, 1977

REBUTEL TO ALL SAC'S, JULY 6, 1977.

FOLLOWING IS COMPILATION OF ESTIMATES OF PAGES  
RE PLAINTIFFS MAINTAINED AT DENVER DIVISION:

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY (MAIN AND SUB FILES)	76	8378
HUEY P. NEWTON (MAIN AND SUB FILES)	0	31
<div data-bbox="79 1503 376 1561" style="border: 1px solid black; width: 180px; height: 30px;"></div> (MAIN AND SUB FILES)	0	11

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FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

JUL 7 4 24 PM '77

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD/ST

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
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Director's Sec'y \_\_\_\_\_

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PAGE TWO DN 157-160 E F T O

[REDACTED]  
(MAIN AND SUB FILES)

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[REDACTED]  
(MAIN AND SUB FILES)

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[REDACTED]  
(MAIN AND SUB FILES)

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[REDACTED]  
(MAIN AND SUB FILES)

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JOHN GEORGE

(MAIN AND SUB FILES)

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[REDACTED]  
(MAIN AND SUB FILES)

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(MAIN AND SUB FILES)

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Fm DETROIT (62-5248)

TO DIRECTOR (62-117442)

BT

E F T O

BLACK PANTHER PARTY, ETAL V. EDWARD LEVI, ETAL, USDC, D.C. CIVIL  
ACTION, FILE NO. 76-2205. BUDED JULY 8, 1977.

RE BUTEL JULY 6, 1977, AND DETROIT AIRTEL JUNE 23, 1977.

THE FOLLOWING PAGE ESTIMATES ARE FURNISHED BY DETROIT ON ALL  
PLAINTIFFS IN RESPONSE TO INSTRUCTIONS SET FORTH IN BUTEL OF  
JULY 6, 1977.

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY - MAIN AND SUB FILES	L800	22,200
HEWEY P. NEWTON - MAIN AND SUB FILES	L0	420
<div data-bbox="102 1464 373 1595"></div> - MAIN AND SUB FILES	-0-	20
<div data-bbox="102 1464 373 1595"></div> - MAIN AND SUB FILES	-0-	L0

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JUL 7 5 33 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. ☒ \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. *See* \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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PAGE TWO DE 62-5248 E F T O

<div data-bbox="117 336 436 519" style="border: 1px solid black; width: 193px; height: 95px;"></div>	- MAIN AND SUB FILES	-0-	L0
	MAIN AND SUB FILES	-0-	-0-
	MAIN AND SUB FILES	-0-	-0-
JOHN GEORGE - MAIN AND SUB FILES		-0-	-0-
<div data-bbox="117 577 459 645" style="border: 1px solid black; width: 207px; height: 35px;"></div>	- MAIN AND SUB FILES	-0-	L0
<div data-bbox="110 645 378 709" style="border: 1px solid black; width: 162px; height: 33px;"></div>	- MAIN AND SUB FILES	-0-	L0
<div data-bbox="110 709 479 778" style="border: 1px solid black; width: 223px; height: 36px;"></div>	- MAIN AND SUB FILES	-0-	-0-

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FM EL PASO (157-211)

TO DIRECTOR (62-117442) (ROUTINE)

BT

EFTO

JUL 77 0024PPH 111  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
CRIMINATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9603 BDD/STW

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S. D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205. BUDED : JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS JULY 6, 1977; EL PASO  
LETTER TO THE BUREAU FEBRUARY 23, 1977.

REFERENCED EL PASO LETTER WAS REVIEWED AND AN ESTIMATE  
OF THE NUMBER OF PAGES CONTAINED IN EL PASO FILES AND  
SUB-FILES LISTED IN REFERENCED EL PASO LETTER WAS MADE. THE  
RESULTS ARE AS FOLLOWS:

	ESTIMATES PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY		
MAIN AND SUB FILES	150	6500 PAGES
HUEY P. NEWTON		
MAIN AND SUB FILES	0	12
<div data-bbox="82 1574 388 1632"></div>	b6 b7C	
MAIN AND SUB FILES	0	0

Assoc. Dir.\_\_\_\_\_  
Dep. AD Adm.\_\_\_\_\_  
Dep. AD Inv.\_\_\_\_\_  
Asst. Dir.:\_\_\_\_\_  
Adm. Serv.\_\_\_\_\_  
Crim. Inv.\_\_\_\_\_  
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Rec. Mgnt.\_\_\_\_\_  
Spec. Inv.\_\_\_\_\_  
Tech. Servs.\_\_\_\_\_  
Training\_\_\_\_\_  
Public Affs. Off.\_\_\_\_\_  
Telephone Rm.\_\_\_\_\_  
Director's Sec'y\_\_\_\_\_

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[REDACTED]  
MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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JOHN GEORGE

MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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[REDACTED]  
MAIN AND SUB FILES

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EL PASO HAD ONE ADDITONAL CROSS REFERENCE EACH ON  
HUEY P. NEWTON AND [REDACTED] IN THE EXTREMIST PHOTOGRAPH  
ALBUM, 157-126A, BUFILE 157-23582. THE EXTREMIST PHOTOGRAPH



PAGE THREE EP 157-211, E F T O

ALBUM, EL PASO DIVISION, WAS DESTROYED PER BUREAU INSTRUCTIONS

FEBRUARY 17, 1977.

BT

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FM HONOLULU (157-136) (RUC)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDS/KMS

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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BLACK PANTHER PARTY; ET AL; V. EDWARD LEVI, ET AL; U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205

RE HONOLULU AIRTEL TO BUREAU, FEBRUARY 28, 1977 AND BUREAU  
TELETYPE TO ALL SAC, JULY 6, 1977.

THE FOLLOWING INFORMATION REGARDING CAPTIONED IS PROVIDED BY  
THE HONOLULU DIVISION:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY - MAIN & SUB FILES		
	100 PAGES	300 PAGES
HUEY P. NEWTON - MAIN & SUB FILES		
	NONE	100 PAGES



PAGE TWO HN 157-136 E F T O

[REDACTED] - NO MAIN & SUB FILES

HONOLULU DIVISION

[REDACTED] - NO MAIN & SUB FILES

HONOLULU DIVISION

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[REDACTED] - NO MAIN & SUB FILES

HONOLULU DIVISION

[REDACTED] - MAIN & SUB FILES

NONE

100 PAGES

[REDACTED] - MAIN & SUB FILES

NONE

1 PAGE

JOHN GEORGE - NO MAIN & SUB FILES

HONOLULU DIVISION

[REDACTED] - NO MAIN & SUB FILES

HONOLULU DIVISION

[REDACTED] - NO MAIN & SUB FILES

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HONOLULU DIVISION

[REDACTED] - NO MAIN & SUB FILES

HONOLULU DIVISION

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RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
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Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
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Rec. Mgmt. \_\_\_\_\_  
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Tech. Serv. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

FM / HOUSTON (62-3128) (RUC)

TO DIRECTOR, FBI (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, U.S.D.C., D.C.,

CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977.

RE BUAIRTEL TO ALBANY DATED FEBRUARY 8, 1977, AND BUREAU  
TELETYPE TO ALL OFFICES DATED JULY 6, 1977.

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
PLAINTIFF		
BLACK PANTHER PARTY (BPP)		
HO 157-1352	400 PAGES	9400 PAGES
BPP (HO 100-9029)	3 PAGES	4 PAGES
BPP (HO 157-2697)	100 PAGES	500 PAGES
BPP (HO 9-1767)	1 PAGE	NONE

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PAGE TWO HO 62-3128 E F T O

	ESTIMATED PAGES	ESTIMATED PAGES
PLAINTIFF	JANUARY 1, 1974,	PRIOR TO
	TO PRESENT	JANUARY 1, 1974
<div data-bbox="90 390 363 447" style="border: 1px solid black; display: inline-block; width: 165px; height: 30px;"></div> (HO 105-2176)	NONE	3 PAGES
HUEY P. NEWTON (HO 157-1367)	NONE	13 PAGES
HUEY P. NEWTON (HO 157-2305)	NONE	12 PAGES
HUEY P. NEWTON (HO 105-2176)	2 PAGES	188 PAGES

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JUL 8 12 57 PM '77

FM INDIANAPOLIS (157-1061)

TO DIRECTOR (62-117442) PRIORITY

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

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BT

E F T O

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/STW

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205.

RE BUREAU TEL, JULY 6, 1977, AND INDIANAPOLIS AIRTEL,  
FEB. 25, 1977.

FOLLOWING INFORMATION IS BEING FURNISHED IN FORMAT AS  
REQUESTED IN REFERENCED BUREAU TEL:

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY - MAIN & SUB FILES	100	15,900
HUEY P. NEWTON - MAIN & SUB FILES	0	125
<div data-bbox="95 1279 366 1408"></div> - MAIN & SUB FILES	b6 b7C 0	0
MAIN & SUB FILES	0	0



PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
[REDACTED] - MAIN & SUB FILES	0	25
[REDACTED] MAIN & SUB FILES	0	0
[REDACTED] MAIN & SUB FILES	0	0
JOHN GEORGE - MAIN & SUB FILES	0	0
[REDACTED] MAIN & SUB FILES	0	0
[REDACTED] MAIN & SUB FILES	0	0
[REDACTED] - MAIN & SUB FILES	0	0

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BT

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*cc Legal Council*



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FM JACKSON (62-549)

TO DIRECTOR (62-117441) ROUTINE

BT

E F T O



BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL.,

U.S.D.C., D.C. CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977.

RE BUREAU TELETYPE DATED JULY 6, 1977.

IN RESPONSE TO REFERENCED TELETYPE THE FOLLOWING  
STATISTICS HAVE BEEN COMPILED BY THE JACKSON OFFICE:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY - MAIN & SUB FILES	281	6,835
HUEY P. NEWTON - MAIN & SUB FILES	1	224
 - MAIN & SUB FILES	0	8
 - MAIN & SUB FILES	0	0

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BAJ

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
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Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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PAGE TWO JN 62-549 E F T O

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	MAIN & SUB FILES	Ø	Ø
	MAIN & SUB FILES	Ø	Ø

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JOHN GEORGE - MAIN & SUB FILES      Ø      Ø

<div style="border: 1px solid black; width: 150px; height: 20px; display: inline-block;"></div>	- MAIN & SUB FILES	Ø	Ø
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<div style="border: 1px solid black; width: 100px; height: 20px; display: inline-block;"></div>	- MAIN & SUB FILES	Ø	Ø
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<div style="border: 1px solid black; width: 150px; height: 20px; display: inline-block;"></div>	- MAIN & SUB FILES	Ø	Ø
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BT.



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FM JACKSONVILLE (62-1533) (RUC) 2P

TO DIRECTOR (62-117442) ROUTINE

BT

CLEAR

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, USDC,  
DC, CIVIL ACTION FILE NUMBER 76-2205, BUDED JULY 8, 1977

RE BUREAU TELETYPE TO ALL OFFICES, JULY 6, 1977.

PLAINTIFF-BLACK PANTHER PARTY-MAIN AND SUB FILES,  
ESTIMATED PAGES PRIOR TO JANUARY 1, 1974, 3,785 PAGES;  
ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT 210 PAGES.

PLAINTIFF HUEY P. NEWTON-MAIN AND SUB FILES ESTI-  
MATED PAGES PRIOR TO JANUARY 1, 1974, TEN PAGES; NO PAGES  
SINCE JANUARY 1, 1974.

PLAINTIFF [REDACTED] MAIN AND SUB FILES, ESTIMATED  
PAGES PRIOR TO JANUARY 1, 1974, 5 PAGES; NO PAGES JANUARY  
1, 1974, TO PRESENT.

JUL 8 8 27 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
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Crim. Inv.	_____
Fin. & Pers.	_____
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Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD/DMC

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PAGE TWO JK 62-1533 CLEAR

PLAINTIFF  MAIN AND SUB FILES ESTI-  
MATED PAGES PRIOR TO JANUARY 1, 1974, 25 PAGES; NO PAGES  
JANUARY 1, 1974, TO PRESENT.

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NO OTHER MAIN AND SUB FILES ON REMAINING PLAINTIFFS.

BT

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JUL 6 12 48 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
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Crim. Inv.	_____
Fin. & Pers.	_____
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Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
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Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

FM KANSAS CITY (100-12571) RUC

TO DIRECTOR (62-117442) IMMEDIATE

BT

CLEAR

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BJ

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL., USDC, D.C.

CIVIL ACTION FILE NO. 76-2205. BUDED 7/8/77.

REBUTEL TO ALL SACS 7/6/77.

THE FOLLOWING IS INFORMATION REQUESTED IN RETEL RE BPP:

ESTIMATED PAGES 7/1/74 TO PRESENT - 125.

ESTIMATED PAGES PRIOR TO 7/1/74 - 3,100.

REFERENCES TO HUEY NEWTON CARRIED UNDER BPP CAPTION.

INDICES NEGATIVE RE ALL OTHER INDIVIDUALS.

BT

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[Redacted Box]

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FBI

Date: 7/7/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIR MAIL  
(Precedence)TO: DIRECTOR, FBI  
FROM: SAC, KNOXVILLE (157-1478) (RUC)BLACK PANTHER PARTY,  
ET AL  
V.  
EDWARD LEVI,  
ET AL,  
U.S.D.C., D.C.  
CIVIL ACTION FILE NO. 76-2205ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMJ

BUDED: 7/8/77

Re Bureau teletype 7/6/77 and Knoxville airtel  
2/17/77.In referenced airtel, information set forth that  
Black Panther Party, KX file 157-1478, Bufile 105-165706,  
contained 8 volumes and 998 serials. Number of volumes  
should be 18.Following is data requested in referenced  
Bureau teletype 7/6/77:It is estimated that approximately 25 man hours  
will be expended in this review.

	Estimated pages 1/1/74 to present	Estimated pages prior to 1/1/74
Black Panther Party - Main and Sub Files	2409	5350

HUEY P. NEWTON -  
Main & Sub Files

② - Bureau

1 - Knoxville

HAM/arb

Approved: (3)

Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_

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KX 157-1478

		<u>Estimated pages 1/1/74 to present</u>	<u>Estimated pages prior to 1/1/74</u>
[redacted] - Main & Sub Files		0	3
[redacted] - Main & Sub Files		1	1
[redacted] Main & Sub Files	b6 b7C	None	None
[redacted] Main & Sub Files		None	None
[redacted] Main & Sub Files		None	None
JOHN GEORGE - Main & Sub Files		None	None
[redacted] Main & Sub Files		None	None
[redacted] Main & Sub Files	b6 b7C	None	None
[redacted] Main & Sub Files		None	None



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RR HQ

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FM LAS VEGAS (157-130) (C)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BJ

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,  
D.C., CIVIL ACTION FILE NO. 76-2205.

RE BUREAU TELETYPE TO ALL OFFICE DATED JULY 6, 1977.

THE FOLLOWING IS AN ESTIMATE OF THE NUMBER OF PAGES  
CONTAINED IN MAIN AND SUB FILES ON THE BLACK PANTHER PARTY AND  
THE BELOW LISTED INDIVIDUALS:

	JAN. 1, 1974 TO PRESENT	PRIOR TO JAN. 1, 1974
BLACK PANTHER PARTY	200	5200
HUEY P. NEWTON	1	19
	0	0
	0	30
	1	30

Assoc. Dir. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
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Director's Sec'y \_\_\_\_\_

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PAGE TWO LV (157-130) E F T O

	JAN. 1, 1974 TO PRESENT	PRIOR TO JAN. 1, 1974
<div data-bbox="72 493 401 624"></div>	0	0
	0	0
JOHN GEORGE	0	0
<div data-bbox="72 691 431 881"></div>	0	30
	0	0
	0	0

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THE LAS VEGAS DIVISION ESTIMATES APPROXIMATELY 90 MAN  
HOURS TO REVIEW DOCUMENTS PRIOR TO DISCLOSURE. MAN HOURS  
COMPUTED AT CONSERVATIVE RATE OF ALLOWING ONE MINUTE PER PAGE  
TO REVIEW.

BT

CC: Legal Coun Div



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FM LITTLE ROCK (62-2304) (RUC)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.

D.C. CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977.

RE BUTEL TO ALL SACS, JULY 6 AND 7, 1977.

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974

PRIOR TO JANUARY

PLAINTIFF

TO PRESENT

1, 1974

BLACK PANTHER PARTY -

MAIN AND SUB FILES

216

3518

HUEY P. NEWTON

MAIN AND SUB FILES

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RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/SM

Assoc. Dir. \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
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PAGE TWO LR 62-2304 Z F T O

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JOHN GEORGE

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A REVIEW OF THE LITTLE ROCK COINTELPRO FILE FAILED  
TO INDICATE ANY REFERENCES TO ANY OF THE PLAINTIFFS IN  
THIS CASE.

BT

C2; Legal Coun Div



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O 090050Z JUL 77

FM LOS ANGELES (62-7788) (6) (C)

TO DIRECTOR (62-11742) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL.V. EDWARD LEVI, ET AL., U.S.D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977

RE BUREAU TELETYPE TO ALL SACS DATED JULY 6, 1977 AND  
JULY 7, 1977 CAPTIONED AS ABOVE.

ESTIMATED PAGES	ESTIMATED PAGES
JANUARY 1, 1974	PRIOR TO
TO PRESENT	JANUARY 1, 1974

PLAINTIFF

BLACK PANTHER PARTY - MAIN

AND SUB FILES LA 157-1618

HUEY P. NEWTON - MAIN AND

SUB FILES LA 157-5552

3 IN 600

1 IN 200

142 IN 28,400

3 IN 600

JUL 8 8 56 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
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Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
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DATE 9/7/93 BY 9803 RDD/KMJ

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PAGE TWO (LA 12-7788) E F T O

[REDACTED] - MAIN AND SUB

FILES LA 157-3430

$\frac{1}{2}$  ! IN

$\frac{1}{2}$   
26! IN

[REDACTED] - MAIN AND

SUB FILES LA 100-67274

3 IN

13 IN

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[REDACTED] - MAIN AND

SUB FILES

NO RECORD

[REDACTED] - MAIN AND

SUB FILES LA 100-75703

1/8 IN 25

[REDACTED] MAIN AND

SUB FILES

NO RECORD

JOHN GEORGE - MAIN AND

SUB FILES LA 157-6750

$\frac{1}{4}$  IN

[REDACTED] MAIN AND

SUB FILES LA 157-6400

1/8 IN 25

[REDACTED] - MAIN AND

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SUB FILES LA 157-2777

$2\frac{1}{2}$  2! IN

MAIN AND SUB FILES

LA 157-2776

3 IN 600

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R 090239Z JUL 77

FM LOUISVILLE (62-2115) (RUC) RECEIVED  
FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

TO DIRECTOR (62-117442) ROUTINE

BT

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMS

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Legal Coun.	_____
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Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.

CIVIL ACTION FILE NUMBER 76-2205.

REFERENCE LOUISVILLE AIRTEL TO THE BUREAU DATED FEBRUARY 22,  
1977 AND BUREAU TELETYPE TO ALL SACS DATED JULY 6, 1977.



REFERENCED LOUISVILLE AIRTEL DATED FEBRUARY 22, 1977, MADE  
AVAILABLE TO FBIHQ A LIST OF ALL FILES AND REFERENCES RELATING  
TO PLAINTIFFS AND PLAINTIFF ORGANIZATION WITHIN THE LOUISVILLE  
DIVISION IN CONNECTION WITH CAPTIONED CIVIL ACTION FILED BY  
THE BLACK PANTHER PARTY (BPP) IN UNITED STATES DISTRICT COURT,  
DISTRICT OF COLUMBIA, ON DECEMBER 1, 1976, AGAINST DIRECTOR  
KELLEY AND OTHER DEFENDANTS.

PURSUANT TO INSTRUCTIONS CONTAINED IN REFERENCED BUREAU  
TELETYPE DATED JULY 6, 1977, ALL MAIN AND SUB FILES IN THE



PAGE TWO LS 62-2115 EFTO

LOUISVILLE DIVISION RELATING TO PLAINTIFFS AND PLAINTIFF ORGANIZATION, AS PREVIOUSLY IDENTIFIED IN REFERENCED LOUISVILLE AIRTEL, HAVE BEEN REVIEWED AND THE FOLLOWING ESTIMATE OF THE NUMBER OF PAGES FOR SAME ARE SET FORTH:

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR JANUARY 1, 1974
BLACK PANTHER PARTY	975	LL,509
HUEY P. NEWTON	Ø	L2
	Ø	Ø
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	Ø	Ø
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JOHN GEORGE	Ø	Ø
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P 02335Z JUL 77

FM MEMPHIS (157-1205) (RUC)

TO DIRECTOR (62-117442) (PRIORITY) (COMMUNICATIONS SECTION)

BT

EFTO

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMT

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL., U.S.D.C. MEMPH. C.  
CIVIL ACTION FILE NO. 76-2205. BUDED JULY 8, 1977.

RE BUREAU TELETYPE TO ALL OFFICES JULY 6, 1977.

A REVIEW OF MEMPHIS FILES REVEALED THE FOLLOWING PAGES OF  
INFORMATION MAINTAINED BY THE MEMPHIS OFFICE REGARDING CAPTIONED  
MATTER:

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974 PRIOR TO

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY -

MAIN & SUB FILES

450

6000

HUEY P. NEWTON - MAIN & SUB FILES 0

18

MAIN & SUB FILES 0

3

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b7C

Assoc. Dir. \_\_\_\_\_  
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ESTIMATED PAGES	ESTIMATED PAGES
JANUARY 1, 1974	PRIOR TO
TO PRESENT	JANUARY 1, 1974

[REDACTED] - MAIN & SUB FILES	0	0	
[REDACTED] - MAIN & SUB FILES	0	0	
[REDACTED] - MAIN & SUB FILES	0	0	
[REDACTED] MAIN & SUB FILES	0	0	b6 b7C
[REDACTED] - MAIN & SUB FILES	0	0	
[REDACTED] - MAIN & SUB FILES	0	0	
[REDACTED] - MAIN & SUB FILES	0	0	

THE MEMPHIS OFFICE ESTIMATES THAT IT WOULD TAKE 110  
MANHOURS TO REVIEW THE DOCUMENTS MAINTAINED BY THE MEMPHIS  
OFFICE FOR DISCLOSURE PURPOSES.

BT



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FM MIAMI (62-6615) RUC

TO DIRECTOR (62-117442) IMMEDIATE

BT

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ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL,  
 U.S.D.C., D.C. CIVIL ACTION FILE NO. 76-2205, BUDED:  
 JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977.

THE FOLLOWING IS SUBMITTED PER INSTRUCTIONS IN REFERENCED  
 TELETYPE:

	ESTIMATED PAGES	ESTIMATED PAGES
PLAINTIFF	JANUARY 1, 1974,	PRIOR TO
BLACK PANTHER PARTY	TO PRESENT	JANUARY 1, 1974
MAIN	4450	100
SUB FILE	150	0
HUEY P. NEWTON	4,600	

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PAGE TWO MM 62-6615 E F T O

MAIN 0 0

SUB FILE 2 0

[REDACTED]

MAIN 0 0

SUB FILE 3 0

[REDACTED]

MAIN 0 0

SUB FILE 3 0

[REDACTED]

MAIN 0 0

SUB FILE 4 6

[REDACTED]

MAIN 0 0

SUB FILE 0 0

[REDACTED]

MAIN 0 0

SUB FILE 0 0

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JOHN GEORGE

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PAGE THREE MM 62-6615 E F T O

MAIN 0 0

SUB FILE 0 0

[REDACTED]

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MAIN 0 0

SUB FILE 0 0

[REDACTED]

MAIN 0 0

SUB FILE 0 0

[REDACTED]

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SUB FILE 0 0

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FM MIAMI (62-6615) RUC

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL,  
U.S.D.C., D.C. CIVIL ACTION FILE NO. 76-2205, BUDED:  
JULY 8, 1977.

RE MIAMI TELETYPE TO BUREAU, JULY 11, 1977, AND BUREAU  
TELETYPE TO ALL SAC'S DATED JULY 6, 1977.

A REVIEW OF CAPTIONED FILE INDICATES LISTING OF PAGES  
IN MAIN AND SUB FILES AS REQUESTED IN REFERENCED BUREAU TELETYPE,  
INADVERTENTLY PLACED IN WRONG COLUMNS. THE NUMBER OF PAGES  
UNDER THE CAPTION "ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT"  
SHOULD BE IN THE COLUMN ENTITLED "ESTIMATED PAGES PRIOR TO  
JANUARY 1, 1974" AND VICE VERSA.

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RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/019

Assoc. Dir.	_____
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Telephone Rm.	_____
Director's Sec'y	_____

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FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

(Air Mail - Registered)

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR



Date 7/7/77

TO : DIRECTOR, FBI (62-117442)  
 FROM : SAC, MILWAUKEE (62-1791) (P)  
 SUBJECT: BLACK PANTHER PARTY, ET AL  
 V. EDWARD LEVI, ET AL  
 U.S.D.C., D.C.  
 CIVIL ACTION FILE NO. 76-2205  
 BUDED: 7/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DAK

Re Bureau teletype to all SACs dated 7/6/77.

Set forth below is an estimate of the number of  
 pages pertaining to captioned civil action requested in  
 referenced teletype:

<u>Plaintiff</u>	<u>Estimated Pages 1/1/74 to Present</u>	<u>Estimated Pages Prior to 1/1/74</u>
Black Panther Party	900	15,000
HUEY P. NEWTON	4	300
	0	0
	0	43
	0	20
	0	0
	0	0
JOHN GEORGE	0	0
	0	0
	0	0

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2 - Bureau (AM-RM)  
 2 - Milwaukee  
 JAS:lrh  
 (4)

*9/8/77*  
*JE +*

~~1 JUL 11 1977~~

~~LEGAL COUNSEL~~

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Approved: H/C

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date July 7, 1977

TO: DIRECTOR, FBI  
ATTENTION: LEGAL COUNSEL DIVISION

FROM: SAC, MINNEAPOLIS

SUBJECT: BLACK PANTHER PARTY,  
ET AL V. EDWARD LEVI, ET AL.,  
U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205  
BUDED JULY 8, 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DAJ

Re Bureau teletype to Minneapolis, 7/6/77.

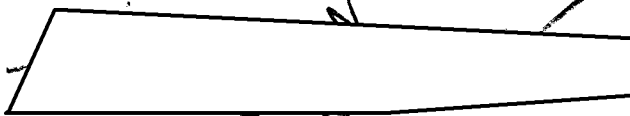
It is estimated that the discovery order would take  
64 agent hours for review of documents.

The volume of documents is as follows:

	January 1, 1974	
	<u>Post</u>	<u>Pre</u>
Black Panther Party	150	400
Heuey P. Newton	30	100
<div style="border: 1px solid black; width: 150px; height: 20px; display: inline-block;"></div> b6 b7C	30	70
John George	70	100

Regarding all other plaintiffs, there are either no  
references or, what there is, is negligible.

2 - Bureau  
2 - Minneapolis  
VDV:mjs  
(4)



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Approved: JedTransmitted 7338 (Number) (Time)Per LEGAL COUNSEL



MOO 001 1891106Z

PP HQ

DE MO

P 081106Z JUL 77

MOO 004

PP HQ

DE MO

P 070203Z JUL 77

FM MOBILE (62-1772) (C)

TO DIRECTOR (62-117442) PRIORITY

BT

EFTO

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U. S. D. C.,

D. C. CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977.

RE BUTELS JULY 6 AND 7, 1977, CAPTIONED AS ABOVE.

A REVIEW OF THE FILES OF THE MOBILE DIV. SHOWS THE FOLLOWING  
ESTIMATED NUMBER OF PAGES IN MOBILE'S FILES PERTAINING TO

INDIVIDUALS AND ORGANIZATIONS MENTIONED IN RE COMMUNICATIONS:

PLAINTIFF	ESTIMATED PAGES JAN. 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JAN. 1, 1974
BLACK PANTHER PARTY;		
EM - BPP.	68	5,000
BLACK PANTHER PARTY		
FILMS AND PUBLICATIONS	1	27

JUL 8 7 18 AM '77  
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OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
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Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD

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PAGE TWO MO 62-1772 EFTO

BLACK PANTHER PARTY FUNDS

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5

BLACK PANTHER PARTY ROCKFORD

BRANCH.

Ø

4

[REDACTED] EM-BPP.

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Ø

39

[REDACTED] RM.

Ø

31

BLACK PANTHER PARTY

INTERNATIONAL RELATIONS-CHINA;

EM-BPP.

Ø

65

EMERGENCY CONFERENCE TO DEFEND

THE RIGHT OF BPP TO EXIST; IS-C.

Ø

10

BLACK PANTHER PARTY NEW YORK;

IS-BPPNY.

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127

[REDACTED] EM-BPP

1

200

BLACK PANTHER PARTY CLEAVER

FACTION; EM-BPP.

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175

600

UNSUBS; ALLEGED MEETING OF

BLACK PANTHERS, NEW ORLEANS,

LA.; [REDACTED]

COMPLAINANT; RM.

Ø

5

UNSUB, AKA BLACK PANTHERS



PAGE THREE MO 62-1772 EFTO

[REDACTED] RM.	1	10
BLACK PANTHER PARTY -		
COMMUNICATIONS; RM.	0	28
[REDACTED]; EM.	0	8
LOWNDES COUNTY CHRISTIAN	b6 b7C	
MOVEMENT FOR CIVIL RIGHTS; RM.	0	3
[REDACTED]; RM.	0	2
[REDACTED] SM-C.	0	2
STUDENT NON-VIOLENT COORDINATING		
COMMITTEE; RM-SNCC.	0	9
[REDACTED] AKA; IS-ISRAEL	0	4
HUEY PERCY NEWTON; RM-BPP.	46	28
BLACK NATIONALIST ALBUM.	0	1
LOWNDES COUNTY CHRISTIAN	b6 b7C	
MOVEMENT FOR CIVIL RIGHTS; RM.	0	3
INNER CITY VOICE; RM.	0	90
SCHEDULED APPEARANCE [REDACTED]		
[REDACTED] AKA, AT TUSKEGEE		
INSTITUTE, TUSKEGEE, ALA.		
DEC. 6, 1967; IS-SNCC.	0	5



PAGE FOUR MO 62-1772 EFTO

MILITARY INTELLIGENCE LIST OF

PERSONALITIES OF CD INTEREST.

0 3

STUDENTS FOR A DEMOCRATIC

SOCIETY; IS-SDS.

0 18

FBI PUBLICATION, "1972

NATIONAL POLITICAL CONVENTIONS,

POTENTIAL PROTEST ACTIVITY"

DATED JUNE 23, 1972.

0 6

BLACK EXTREMIST GROUP RECRUITING

EX-BLACK PANTHER PARTY

MEMBERS; RM

0 3

[REDACTED] - BLACK

NATIONALIST ALBUM.

0 1

[REDACTED] - DONALD MARTIN

FREED. ALSO KEY ACTIVIST ALBUM

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0 5

[REDACTED] - BERTON

EM-BPP.

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JOHN GEORGE.



PAGE FIVE MO 62-1772 EFTO



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OF INVESTIGATION  
COMMUNICATIONS SECTION

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FM NEWARK (100-49194)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, USDC, D.C.

CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977.

FOLLOWING IS INFORMATION REQUESTED BY THE BUREAU:

ESTIMATED PAGES      ESTIMATED PAGES

JANUARY 1, 1974,      PRIOR TO

PLAINTIFF      TO PRESENT      JANUARY 1, 1974

BLACK PANTHER PARTY - MAIN

AND SUB FILES      600      38,400

HEUEY P. NEWTON - MAIN AND

SUB FILES      150

- MAIN AND SUB FILES      200

- MAIN AND SUB FILES      5

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- MAIN AND SUB FILES      5

- MAIN AND SUB FILES

MAIN AND SUB FILES

MAIN AND SUB FILES

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PAGE TWO NK 100-49194 E F T O

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR JANUARY 1, 1974
PLAINTIFF		
JOHN GEORGE - MAIN AND SUB FILES		5
[REDACTED] - MAIN AND SUB FILES		
[REDACTED] - MAIN AND SUB FILES		
[REDACTED] - MAIN AND SUB FILES		
TOTAL PAGES	600	38,765
GRAND TOTAL		44,765

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*Legal Council*



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 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
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 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
~~Legal Coun.~~ \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
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 Public Affs. Off. \_\_\_\_\_  
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 Director's Sec'y \_\_\_\_\_

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R 081711Z JULY 77

JUL 8 2 05 PM '77

RECEIVED  
 FEDERAL BUREAU  
 OF INVESTIGATION  
 COMMUNICATIONS SECTION

FM NEW HAVEN (62-2754) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 11/1/74 BY 1045

BLACK PANTHER PARTY, ET AL; V. EDWARD LEVI, ET AL, USDC, D.C.,

CIVIL ACTION FILE NO 76-2205

RE BUTEL, JULY 6, 1977

FOLLOWING IS ESTIMATE OF NUMBER OF PAGES CONTAINED IN  
 FILES AND SUBFILES RELATIVE TO CAPTIONED MATTER:

	ESTIMATED PAGES 1/1/74 TO PRESENT	ESTIMATED PAGES PRIOR TO 1/1/74
PLAINTIFF		
BLACK PANTHER PARTY	115	44,88L
MAIN & SUBFILES		
HUEY P. NEWTON - MAIN & SUB		713
[REDACTED] - MAIN & SUB	b6 b7C	202
[REDACTED] - MAIN & SUB		300
[REDACTED] - MAIN & SUB		21

b6  
 b7C



PAGE TWO NH 62-2754 E F T O

[REDACTED] - MAIN & SUB

5

[REDACTED] - MAIN & SUB

JOHN GEORGE - MAIN & SUB

b6  
b7C

[REDACTED] - MAIN & SUB

[REDACTED] - MAIN & SUB

[REDACTED] - MAIN & SUB

TOTAL

115

46,122

BT

INVESTIGATIVE  
SECTION  
VE



JUL 7 10 52 PM '77

COMMUNICATIONS SECTION

N00034 1880240Z

PP HI

DE NO

P 080038Z JUL 77

FM NEW ORLEANS (105-2950 SUB B)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL; U.S.D.C.,  
D.C., CIVIL ACTION FILE NO. 76-2205.

RE BUTEL JULY 6, 1977.

Assoc. Dir.\_\_\_\_\_  
Dep. AD Adm.\_\_\_\_\_  
Dep. AD Inv.\_\_\_\_\_  
Asst. Dir.:\_\_\_\_\_  
Adm. Serv.\_\_\_\_\_  
Crim. Inv.\_\_\_\_\_  
Fin. & Pers.\_\_\_\_\_  
Ident.\_\_\_\_\_  
Intell.\_\_\_\_\_  
Laboratory\_\_\_\_\_  
Legal Coun.\_\_\_\_\_  
Plan. & Insp.\_\_\_\_\_  
Rec. Mgnt.\_\_\_\_\_  
Spec. Inv.\_\_\_\_\_  
Tech. Servs.\_\_\_\_\_  
Training\_\_\_\_\_  
Public Affs. Off.\_\_\_\_\_  
Telephone Rm.\_\_\_\_\_  
Director's Sec'y\_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RND/DNT

PLAINTIFF

EST. PAGES

EST. PAGES

*Prior to* 1-1-74--~~PRESENT~~

~~PRIOR TO~~ 1-1-74 *to Present*

BPP

15,300

600

HUEY NEWTON

100

0

NO MAIN FILE

NO MAIN FILE

NO FILE OR REFERENCE

NO FILE OR REFERENCE

NO FILE OR REFERENCE

b6  
b7C

b6  
b7C



PAGE TWO NO 105-2950 SUB B E F T O

JOHN GEORGE

10

0



b6  
b7C

NO FILE OR REFERENCE

NO FILE OR REFERENCE

NO FILE OR REFERENCE

BT

*c. log. 1000*



✓ NY0404 1892356Z

OO HQ

DE NY 273

O 082324Z JUL 77

FM NEW YORK (62-15269) P (19)

TO DIRECTOR (62-117442) IMMEDIATE

BT

C L E A R

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, USDC, D.C.,

CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977 AND JULY 7,  
1977, REQUESTING FILE REVIEW.

NYO'S RESPONSE IS AS FOLLOWS:

ESTIMATED PAGES

JANUARY 1, 1974

TO PRESENT

4,500

ESTIMATED PAGES

PRIOR TO

JANUARY 1, 1974

142,200

PLAINTIFF

BLACK PANTHER PARTY - MAIN AND

SUB FILES

HUEY P. NEWTON - MAIN AND

SUB FILES

MAIN AND

SUB FILES

b6  
b7C

-

55

Assoc. Dir.\_\_\_\_\_  
Dep. AD Adm.\_\_\_\_\_  
Dep. AD Inv.\_\_\_\_\_  
Asst. Dir.:\_\_\_\_\_  
Adm. Serv.\_\_\_\_\_  
Crim. Inv.\_\_\_\_\_  
Fin. & Pers.\_\_\_\_\_  
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Legal Coun.\_\_\_\_\_  
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Training\_\_\_\_\_  
Public Affs. Off.\_\_\_\_\_  
Telephone Rm.\_\_\_\_\_  
Director's Sec'y\_\_\_\_\_

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DAJ



PAGE TWO

NY 62-15269

C L E A R

ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
--	--

PLAINTIFF

[REDACTED] - MAIN AND

60

4

SUB FILES

[REDACTED] - MAIN AND

100

3

SUB FILES

b6  
b7C

[REDACTED] - MAIN AND

-

4

SUB FILES

[REDACTED] MAIN AND

-

-

SUB FILES

JOHN GEORGE - MAIN AND

-

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SUB FILES

[REDACTED] MAIN AND

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-

SUB FILES

[REDACTED] - MAIN AND

-

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b6  
b7C

SUB FILES

[REDACTED] - MAIN AND

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SUB FILES

BT

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DE NY 951

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FM NEW YORK (62-15269) (19)

TO DIRECTOR (62-117442) IMMEDIATE

BT

C L E A R

BLACK PANTHER PARTY; ET AL, V. EDWARD LEVI, ET AL, 7USDC, D.C.),  
CIVIL ACTION FILE NO. 76-2205.

RE NEW YORK TELETYPE TO BUREAU, JULY 8, 1977.

PAGE TWO, PLAINTIFF'S

REVERSE THE NUMBERS IN THE TWO COLUMNS. PLEASE MAKE CORRECTION  
TO YOUR COPY.

BT

AUG 3 3 58 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RED/RMS

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
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Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

b6  
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NFO043 1882054Z

RR HQ

DE NF

R 072053Z JUL 77

FM NORFOLK (62-1071)

TO DIRECTOR (ROUTINE)

BT

CLEAR

THE BLACK PANTHER PARTY, ET AL, VERSUS EDWARD LEVI, ET AL,  
(U. S. DISTRICT COURT, D. C.), CIVIL ACTION FILE NUMBER  
76-2205.

RE BUREAU TELETYPE DATED JULY 6, 1977.

REQUEST OF BUREAU. RE NORFOLK AIRTEL DATED MARCH 3, 1977.

IN MIDDLE OF PAGE THREE UNDER "BLACK PANTHER PARTY,"  
CHANGE 140-0 TO 140-00.

IN MIDDLE OF PAGE SIX UNDER "BLACK PANTHER PARTY SECTION  
OF THE SINGLE FINGERPRINT FILE; IDENTIFICATION MATTER," CHANGE  
32-0 TO 32-00.

THE FOLLOWING INFORMATION IS BEING SUBMITTED PURSUANT  
TO REFERENCED BUREAU TELETYPE:

PLAINTIFF

ESTIMATED PAGES

ESTIMATED PAGES

1/1/74 - PRESENT

PRIOR TO 1/1/74

JUL 7 3 01 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Fin. & Pers. \_\_\_\_\_  
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Tech. Serv. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BMT

b6  
b7c



PAGE TWO NF 62-1071 CLEAR

BLACK PANTHER PARTY

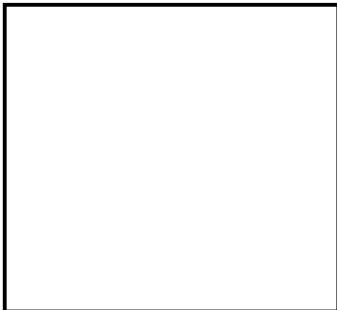
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HUEY P. NEWTON

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JOHN GEORGE

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BT

cc: Legal Coun Div



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PP HQ BT

DE OC

P 070154Z JUL 77

JUL 7 10 18 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
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Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

FM OKLAHOMA CITY (62-4183) (RUC)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDP/OK

b6  
b7C

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977.

RE BUREAU TEL TO ALL SACS, JULY 6, 1977.

IN RESPONSE TO REFERENCED TEL, THE FOLLOWING IS BEING  
SUBMITTED BY THE OKLAHOMA CITY DIVISION:

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 197R H

PRIOR

TO PRESENT - 250 PAGES

JANUARY 1, 1974 - 7975 PAGES

BT

#

6. (last name)



Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
   Adm. Serv. \_\_\_\_\_  
   Crim. Inv. \_\_\_\_\_  
   Fin. & Pers. \_\_\_\_\_  
   Ident. \_\_\_\_\_  
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   Laboratory \_\_\_\_\_  
   Legal Coun. \_\_\_\_\_  
   Plan. & Insp. \_\_\_\_\_  
   Rec. Mgmt. \_\_\_\_\_  
   Spec. Inv. \_\_\_\_\_  
   Tech. Servs. \_\_\_\_\_  
   Training \_\_\_\_\_  
   Public Affs. Off. \_\_\_\_\_  
   Telephone Rm. \_\_\_\_\_  
   Director's Sec'y \_\_\_\_\_

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RR HQ

DE OM

R 072030Z JUL 77

FM OMAHA (62-3506)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.

D.C. CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977.

RE BUREAU TEL TO ALL SACS, JULY 6, 1977.

b6  
b7C

A REVIEW OF FILES OF THE OMAHA DIVISION ON PLAINTIFFS  
IN CAPTIONED ACTION, CONDUCTED BY SA [REDACTED]  
RESULTS IN THE FOLLOWING:

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
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BLACK PANTHER PARTY -

MAIN AND SUB FILES	702	14,882
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HUEY P. NEWTON -

MAIN AND SUB FILES	NONE	38
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b6  
b7C

MAIN AND SUB FILES	NONE	NONE
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OM 62-35 06 PAGE THREE (E F T O)

[REDACTED]

MAIN AND SUB FILES

NONE

5

[REDACTED]

NONE

NONE

NONE

NONE

b6  
b7C

NONE

NONE

JOHN GEORGE

NONE

NONE

[REDACTED]

NONE

NONE

NONE

NONE

NONE

NONE

BT

#

2. leaf 1000



F B I

Date: 7/8/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO: DIRECTOR FBI (62-117442)

FROM: SAC, PHILADELPHIA (62-5914)(SQ13)

SUBJECT: BLACK PANTHER PARTY, ET AL  
V. EDWARD LEVI, ET AL  
U.S.D.C., D.C.  
CIVIL ACTION FILE NO. 76-2205  
BUDED 7/8/77

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMS

Re Bureau teletypes, 7/6/77, 7/7/77 and  
Philadelphia airtel, 2/25/77.

In the following computations, master files, subsections, cases in which Black Panther Party appears in title, the BPP Cleaver Faction, the appropriate Cointelpro file and "see" refs are included so that all files listed in the referenced Philadelphia airtel of 2/25/77 have been considered. The page counts are totals as arrived at by measuring. The SA and clerical time figures, however, are reached assuming that Philadelphia would be required to review only the material which originated here but would also be required to mark recommended deletions, arrange complete xeroxing, dictate cover communications, etc.

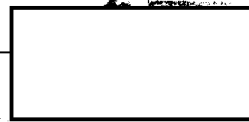
<u>Title</u>	<u>1/1/74 to present</u>	<u>Prior to 1/1/74</u>
BPP	1,132 pages	35,304 pages

- ② - Bureau (62-11744)  
1 - Philadelphia (62-5914)(SQ13)

NSH:msd  
(3)



~~24 JUL 11 1977~~



Approved: \_\_\_\_\_ Sent \_\_\_\_\_ M Per \_\_\_\_\_  
Special Agent in Charge

b6  
b7c



PH 62-5914

SA time	32 hours	983 hours
clerical time	7 hours	60 hours
422 reels elsur recording tape if reviewed by SA		(1,266 hours)
If elsur tapes require complete transcription clerical time		(5,000 hours)
elsur logs which presumably represent info on above tapes		2,200 pages
SA time		183 hours
clerical time		38 hours

HUEY P. NEWTON	2 pages	275 pages
SA time	1 hour	23 hours
clerical time	1 hour	5 hours

[REDACTED]

SA time		73 pages
		2 hours
clerical time		1 hour

[REDACTED]

b6  
b7C

SA time		40 pages
		1 hour
clerical time		1 hour

[REDACTED]

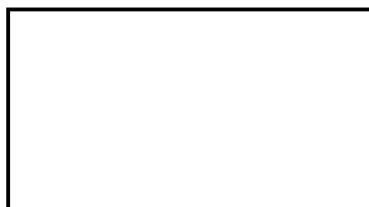
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PH 62-5914



JOHN GEORGE



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b6  
b7C

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PP HQ

DE PX

P 072100Z JUL 77

FM PHOENIX (157-2484) (RUC)

TO DIRECTOR (62-117442) PRIORITY

BT

EFIO

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, USDC,  
D.C. CIVIL ACTION FILE NO. 76 2205. BUDED: JULY 8, 1977.

RE PX AIRTEL TO BUREAU, FEB 22, 1977, AND  
BUTEL TO ALL SACS, JULY 6, 1977.

ADMINISTRATIVE:

FOR INFORMATION BUREAU, PHOENIX DIVISION UNDERTOOK  
MAJOR DESTRUCTION OF FILES PROGRAM MAY AND JUNE, 1977, AND  
EVEN THOUGH CARE WAS TAKEN TO INSURE THAT NO FILE LISTED  
BY PHOENIX DIVISION IN REFERENCED PHOENIX AIRTEL WAS DESTROYED,  
PHOENIX FILE 92 1147, 00: LA (92-4169); AND PHOENIX FILE  
91-5170, BUFILE 88 55585, 00 SF(91 10349), WERE  
INADVERTENTLY DESTROYED. TITLES OF THESE CASES ARE NOT KNOWN  
TO PX DIVISION AND IT IS NOT KNOWN WHETHER OR NOT BPP WAS CARRIED  
END PGONE

JUL 7 5 42 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/MLT

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
Ident.	_____
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Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Off. Liaison	_____
Telephone Rm.	_____
Director's Sec'y	_____

b6  
b7C



PAGE TWO PX 157 2484

IN CAPTION OR AS SUBCAPTION THESE CASES. BECAUSE OF SUBJECT  
MATTER, HOWEVER, IT IS FELT THAT BPP DID NOT APPEAR IN CAPTION  
OR AS SUBCAPTION OF EITHER CASE.

AS REQUESTED BY REFERENCED BUTEL, THE FOLLOWING INFO  
REGARDING ESTIMATED NUMBER OF PAGES CONTAINED IN PX  
FILES AND SUB FILES REGARDING PLAINTIFFS AND PLAINTIFF  
ORGANIZATION IS FURNISHED:

	ESTIMATED PAGES JULY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JULY 1, 1974
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PLAINTIFF

BLACK PANTHER

350

7,500

HUEY P. NEWTON

0

13

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13

JOHN GEORGE

b6  
b7C

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END PG TWO



PAGE THREE

PX 157 2484 EFTO

PLAINTIFF

b6  
b7C

ESTIMATED PAGES

JULY 1, 1974

TO PRESENT

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ESTIMATED PAGES

PRIOR TO

JULY 1, 1974

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TO REVIEW AND SUBMIT ABOVE PAGES IS ESTIMATED TO TAKE  
48SMAN HOURS IN THE PX DIVISION.

BT

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FM PITTSBURGH (62-3699) (RUC)

TO DIRECTOR (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL., V. EDWARD LEVI, ET AL., U.S.D.C.,  
CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977.

RE BUREAU TEL TO ALL SACS DATED JULY 6, 1977.

ESTIMATED PAGES: JANUARY 1, 1974-

PRIOR TO

PLAINTIFF

DATE

JANUARY 1, 1974

BLACK PANTHER PARTY - MAIN & SUB FILES

121

7858

HUEY P. NEWTON - MAIN & SUB FILES

0

35

- MAIN & SUB FILES

0

10

- MAIN & SUB FILES

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- MAIN & SUB FILES

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MAIN & SUB FILES

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MAIN & SUB FILES

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JOHN GEORGE - MAIN & SUB FILES

0

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RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RCD/KMT

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Laboratory \_\_\_\_\_  
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Public Affs. \_\_\_\_\_  
Tele. Rm. \_\_\_\_\_  
Director \_\_\_\_\_

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b6  
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PAGE TWO

PG 62-3699

E F T O

[REDACTED] - MAIN & SUB FILES

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[REDACTED] - MAIN & SUB FILES

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b6  
b7C

[REDACTED] MAIN & SUB FILES

Ø

Ø

[REDACTED] INDEXED IN BLACK NATIONALIST PHOTO ALBUM, WHICH

WAS DESTROYED PURSUANT TO BUREAU AIRTEL TO ALBANY, JANUARY 31,  
1977, CAPTIONED "EXTREMIST PHOTO ALBUM (EPA)."

END

BT

#

INVESTIGATIVE  
SECTION  
FEDERAL BUREAU OF  
INVESTIGATION  
U.S. DEPARTMENT OF JUSTICE

cc: Legal Coun Div



PD0134

PP HQ

DE PD 003

P 072109Z JUL 77

FM PORTLAND (62-3147)

TO DIRECTOR (62-117442) PRIORITY

BT

CLEAR

BLACK PANTHER PARTY, ET AL.V. EDWARD LEVI, ET AL., U.S.D.C.,

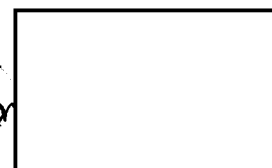
D... CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUREAU TELETYPE DATED JULY 6, 1977.


JUL 7 5 20 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
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Off. of Cong. & Public Affairs	_____
Telephone Rm.	_____
Director's Sec'y	_____

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/0



b6  
b7C

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY-	331	18,404
MAIN & SUB FILES		
HUEY P. NEWTON-	2	2
MAIN & SUB FILES		
	b6 b7C 0	8
MAIN & SUB FILES		



PAGE TWO 62-3147 CLEAR

[REDACTED]	0		1
MAIN & SUB FILES			
[REDACTED]	0		4
MAIN & SUB FILES		b6 b7C	
[REDACTED]	0		0
MAIN & SUB FILES			
[REDACTED]	0		0
MAIN & SUB FILES			
JOHN GEORGE-	0		0
MAIN & SUB FILES			
[REDACTED]	0		0
MAIN & SUB FILES			
[REDACTED]	0	b6 b7C	0
MAIN & SUB FILES			
[REDACTED]	0		0
MAIN & SUB FILES			
TOTAL	333		18,419
BT			

cc leg. case.



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RH0006 1892117Z

PP HQ

DE RH

P 082100Z JUL 77

FM RICHMOND (62-2624) RUC

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

JUL 8 5 24 PM '77  
81  
COMMUNICATIONS SECTION  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DNT

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977

RE BUTEL TO ALL OFFICES, JULY 5 1977 AND RICHMOND LETTER  
TO DIRECTOR, MARCH 4, 1977.

THERE FOLLOWS AN ESTIMATE OF THE NUMBER OF PAGES  
CONTAINED IN RICHMOND FILES AND SUB FILES CONCERNING PLAINTIFFS  
ENUMERATED BELOW AND AS LISTED IN RE RICHMOND LETTER TO BUREAU,  
MARCH 4, 1977:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY -		
MAIN AND SUB FILES	350	9,000

As \_\_\_\_\_  
Dep. AD \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

b6  
b7C



PAGE TWO RH 62-2624 E F T O

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
HUEY P. NEWTON-MAIN & SUB FILES	2	28
[REDACTED] - MAIN & SUB FILES	NONE	NONE
[REDACTED] - MAIN & SUB FILES	NONE	NONE
[REDACTED] - MAIN & SUB FILES	NONE	NONE
[REDACTED] MAIN & SUB FILES	NONE	NONE
[REDACTED] MAIN & SUB FILES	NONE	NONE
JOHN GEORGE - MAIN & SUB FILES	NONE	NONE
[REDACTED] - MAIN & SUB FILES	NONE	NONE
[REDACTED] - MAIN & SUB FILES	NONE	NONE
[REDACTED] - MAIN & SUB FILES	NONE	NONE

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CC: Legal Coun Div



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P 080440Z JUL 77

FM SACRAMENTO (62-561) (RUC)

TO DIRECTOR (62-117442) PRIORITY

BT

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JUL 8 12 45 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

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Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
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Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/aw

BLACK PANTHER PARTY, ET AL; V. EDWARD LEVI, ET AL, U. S. D. C.,  
D. C., CIVIL ACTION FILE NO. 76-2205, BUDED JULY 8, 1977

RE BUREAU TELETYPES, JULY 6 AND 7, 1977.

REVIEW OF SACRAMENTO FILES RESULTED IN FOLLOWING ESTIMATIONS:

	ESTIMATED PAGES JAN 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JAN 1, 1974
PLAINTIFF		
BLACK PANTHER PARTY	1,510	16,428
HUEY P. NEWTON	8	593
	2	443
	20	48
	0	8
	0	1

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PAGE TWO

SC 62-561

E F T O

[REDACTED]

NO RECORD

JOHN GEORGE

b6  
b7C

NAME MENTIONED ONCE

[REDACTED]

Ø

18

Ø

21

NO RECORD

BT



Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Ch. Inv.	_____
Ident.	_____
Insp.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

JUL 7 11 05 PM '77

COMMUNICATIONS SECTION

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FM ST. LOUIS (62-5099) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

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ALL INFORMATION CONTAINED

HEREIN

DATE

9/7/93

9803 RDD/RMS

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205; BUDED: JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SAC'S JULY 6, 1977.

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974, PRIOR TO

PLAINTIFF

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY - MAIN AND SUB FILES

250

7250

HUEY P. NEWTON - MAIN AND SUB FILES

0

7

MAIN AND SUB FILES

0

3

MAIN AND SUB FILES

1

50

- MAIN AND SUB FILES

4

4

MAIN AND SUB FILES

NO NE

MAIN AND SUB FILES

NO NE

b6  
b7C



PAGE TWO SL 62-5099 E F T O

JOHN GEORGE - MAIN AND SUB FILES

NONE

[REDACTED] - MAIN AND SUB FILES

0

1

[REDACTED] - MAIN AND SUB FILES

NONE

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[REDACTED] - MAIN AND SUB FILES

NONE

BT

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RR HQ

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R 080750Z SJUL 77

FM SALT LAKE CITY (L57-170)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL.,

U.S.D.C., D.C. CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977

RE BUREAU TELETYPE TO ALL SACS, JULY 6, 1977.

THE FOLLOWING INFORMATION FURNISHED RE CAPTIONED  
MATTER FROM REVIEW OF FILES SALT LAKE CITY DIVISION:

PLAINTIFF	ESTIMATED PAGES	ESTIMATED PAGES
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JANUARY 1, 1974	PRIOR TO	
-----------------	----------	--

TO PRESENT

JANUARY 1, 1974

HUEY P. NEWTON	0	4
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SU FILE L57-238

BT

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RQ

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Legal Council



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*Fm SAN ANTONIO*

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

BLACK PANTHER PARTY, ET AL.V. EDWARD LEVI, ET AL., U.S.D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977

REBUTEL TO ALL SACS, JULY 6, 1977.

THE FOLLOWING IS AN ESTIMATE OF THE NUMBER OF PAGES  
CONTAINED IN FILES AND SUB-FILES REQUESTED IN RE TELETYPE:

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
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BLACK PANTHER PARTY -

MAIN & SUB FILES	275	5,375
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SAN ANTONIO HAS NO MAIN OR SUB FILES REGARDING THE  
REMAINING PLAINTIFFS LISTED IN RE TELETYPE.

BT

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

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9/7/93 9803 ROD/Rmj



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FM SAN DIEGO (62-2318) (RUC)

TO DIRECTOR, FBI (62-117442) IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL, U.S.D.C.,  
D.C., CIVIL ACTION FILE NO. 76-2205, BUDED: JULY 8, 1977.

RE BUTEL, JULY 6, 1977, REQUESTING AN ESTIMATE ON THE  
NUMBER OF PAGES CONTAINED IN THE FILES AND SUBFILES AT SAN  
DIEGO FBI OFFICE RELATIVE TO THE BLACK PANTHER PARTY AND OTHER  
PLAINTIFFS INVOLVED IN CAPTIONED CIVIL SUIT.

RESULTS OF FILE REVIEWS AT SAN DIEGO CONDUCTED, PURSUANT  
TO BUREAU INSTRUCTIONS, ARE SET OUT BELOW:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
	TO PRESENT	JANUARY 1, 1974
PLAINTIFF		
BLACK PANTHER PARTY -		
MAIN AND SUBFILES		

~~25020~~  
1500

~~1500~~  
25,020

per



phone call

7-11-77

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_

b6  
b7C

b6  
b7C



PAGE TWO SD 62-2318 E F T O

ESTIMATED PAGES  
JANUARY 1, 1974  
TO PRESENT

ESTIMATED PAGES  
PRIOR TO  
JANUARY 1, 1974

HUEY P. NEWTON -

MAIN AND SUBFILES

NONE

218

MAIN AND SUBFILES

NONE

20

MAIN AND SUBFILES

5

247

MAIN AND SUBFILES

NONE

15

MAIN AND SUBFILES

NONE

NONE

MAIN AND SUBFILES

NONE

NONE

JOHN GEORGE -

MAIN AND SUBFILES

NONE

NONE

MAIN AND SUBFILES

NONE

NONE

b6  
b7C

b6  
b7C



PAGE THREE SD 62-2318 E F T O

ESTIMATED PAGES  
JANUARY 1, 1974  
TO PRESENT

ESTIMATED PAGES  
PRIOR TO  
JANUARY 1, 1974

[REDACTED]  
MAIN AND SUBFILES

b6  
b7C

NONE

3

[REDACTED]  
MAIN AND SUBFILES

NONE

NONE

BT

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Legal Coun Div



SJ0207 188170Z

PP HI

DE SJ

P 071707Z JUL 77

FM SAN JUAN (157-70) (RUC)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

BLACK PANTHER PARTY; ET AL; VS. EDWARD LEVI; ET AL; U.S.D.C.

D.C., CIVIL ACTION FILE NUMBER 76-2205.

REFERENCE BUREAU TELETYPE TO ALL OFFICES, JULY 6, 1977.

ESTIMATED PAGE COUNT FOR SAN JUAN OFFICE IS AS FOLLOWS:

PLAINTIFF

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974,

PRIOR TO

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY

(BPP)

40

360

BPP - CLEAVER FACTION

300

400

HUEY P. NEWTON

5

20

JUL 7 1 28 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RCD/MSA

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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b7C



PAGE TWO SJ 157-70 E F T O

CONTROL FILES (NOTE)

ALBUMS-EXTREMIST, KEY ACTIVIST                      500                      1700

(NOTE) ASSUMING A SERIAL BY SERIAL REVIEW OF THESE  
CONTROL FILES WOULD BE NECESSITATED.

BT

EX-101, 101, 101

EX-101, 101, 101

#



Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legat Coun. ✓  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. ✓  
 Spec. Inv. ✓  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

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JUL 6 1977  
 RECEIVED  
 COMMUNICATIONS SECTION

FM SAVANNAH (157-1365)

TO DIRECTOR (62-117442) ROUTINE

BT

E F T O

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/da

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AL, U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977

RE BUREAU AIRTEL TO ALBANY DATED FEB. 8, 1977, SAVANNAH AIRTEL  
 TO BUREAU DATED MAR. 14, 1977, AND BUREAU TELETYPE TO ALL SACS  
 DATED JULY 6, 1977.

SAVANNAH ESTIMATED NUMBER OF PAGES CONTAINED IN FILES AND  
 SUB FILES AND RESULTS OF COMPUTATION FOLLOWS:

PLAINTIFF	ESTIMATED PAGES JAN. 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JAN. 1, 1974
BLACK PANTHER PARTY-MAIN & SUB FILES	300	8,000
HUEY P. NEWTON-MAIN & SUB FILES	0	100

b6  
 b7C



PAGE TWO SV 157-1365 E F T O

[REDACTED]	MAIN & SUB FILES	NEGLIGIBLE	NEGLIGIBLE
[REDACTED]	MAIN & SUB FILES	NEGLIGIBLE	NEGLIGIBLE
[REDACTED]	MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	Ø
JOHN GEORGE	MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	Ø
[REDACTED]	MAIN & SUB FILES	Ø	25
[REDACTED]	MAIN & SUB FILES	Ø	Ø

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BT

UNAPPROVED  
2011-01-13  
V. J. J. J.

See Legal Research



FBI

Date: 7/7/77


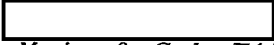

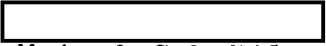

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Precedence)

TO : DIRECTOR, FBI (62-117442)  
 FROM : *[Signature]* SAC, SEATTLE (62-3008)  
 SUBJECT: BLACK PANTHER PARTY, Et Al.  
 V. EDWARD LEVI, Et Al.,  
 U.S.D.C., D.C.  
 CIVIL ACTION FILE NO. 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 4803 RCD/MS

Re Butels, 7/6/77, 7/7/77.

The following estimates are submitted in response to  
referenced communications.

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
Black Panther Party Main & Sub Files	1000	37,450
HUEY P. NEWTON Main & Sub Files	100	504
 Main & Sub Files	None	8
 Main & Sub Files	None	1
 Main & Sub Files	None	20
 Main & Sub Files	None	None
 Main & Sub Files	None	None

② - Bureau  
 2 - Seattle (1-157-807)  
 FAW/ljt (4)

Approved: \_\_\_\_\_

Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_



SE 62-3008

JOHN GEORGE

Main & Sub Files

None

None

Main 7 Sub Files

None

1

Main & Sub Files

None

None

Main & Sub Files

None

None

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b7C



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FM SPRINGFIELD (62-2580) (RUC).

TO DIRECTOR IMMEDIATE

BT

E F T O

BLACK PANTHER PARTY, ET AL V. EDWARD LEVI, ET AL, U.S.D.C., D.

CIVIL ACTION FILE NUMBER 76-2205. BUDED JULY 8, 1977.

RE BUREAU TELETYPE TO ALL SACS DATED JULY 6, 1977.

THE FOLLOWING INFORMATION FURNISHED AS REQUESTED IN

REFERENCED TELETYPE:

ESTIMATED PAGES ESTIMATED PAGES

JANUARY 1, 1974 PRIOR TO

PLAINTIFF TO PRESENT JANUARY 1, 1974

BLACK PANTHER PARTY-MAIN & SUB FILES 450 16,500

HUEY P. NEWTON - MAIN & SUB FILES 0 122

- MAIN & SUB FILES 0 38

- MAIN & SUB FILES 0 10

-MAIN & SUB FILES 0 8

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Serv. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Aff. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

JUL 7 2 13 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

9/7/93

9803 RPP/PLJ

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PAGE TWO SI 62-2580 E F T O

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
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PLAINTIFF

[REDACTED]

- MAIN & SUB FILES 0

0

- MAIN & SUB FILES 0

0

JOHN GEORGE - MAIN & SUB FILES 0

0

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[REDACTED]

- MAIN & SUB FILES 0

0

[REDACTED]

MAIN & SUB FILES 0

0

[REDACTED]

- MAIN & SUB FILES 0

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10 104



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FM TAMPA (62-1451) (RUC)

TO DIRECTOR (62-117442) ROUTINE

BT

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RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

JUL 7 6 20 PM '77

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 R000ms

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
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Rec. Mgmt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec. \_\_\_\_\_

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205. BUDED JULY 8, 1977.

REBUTELS JULY 6 AND 7, 1977.

IN ACCORDANCE WITH THE INFORMATION SET FORTH IN REBUTEL  
JULY 6, 1977, THE FOLLOWING INFORMATION IS BEING SUBMITTED.

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
FILE	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY - CLEAVER FACTION		
BUFILE 157-22627		
TPFILE 157-5567	250	850
NATIONAL COMMITTEE TO COMBAT FASCISM		
BUFILE 105-165706 SUB. 64		
TPFILE 157-4720	2	780

b6  
b7c



PAGE TWO TP 62-1451 E F T O

BLACK PANTHER PARTY

BUFILE 105-165706 SUB 64

TPFILE 157-3466	30	4530
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TPFILE 157-3466 SUB 1	0	50
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TPFILE 157-3466 SUB 2	2	150
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BLACK PANTHER PARTY, HILLSBOROUGH COUNTY, FLORIDA

TPFILE 157-3659	2	120
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BLACK PANTHER PARTY, ORANGE COUNTY, FLORIDA

TPFILE 157-3664	2	25
-----------------	---	----

BLACK PANTHER PARTY, PINELLAS COUNTY, FLORIDA

TPFILE 157-3658	2	100
-----------------	---	-----

BLACK PANTHER PARTY, SARASOTA, FLORIDA

TPFILE 157-4637	2	70
-----------------	---	----

HUEY P. NEWTON

BUFILE 105-165429

TPFILE 157-4975	2	3
-----------------	---	---

HUEY P. NEWTON - DEFENSE FUND

TPFILE 157-4314	0	12
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BT

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*e. legit (am)*



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FM WASHINGTON FIELD (62-10991) (P)

TO DIRECTOR PRIORITY

BT

CLEAR

ATTENTION LEGAL COUNSEL DIVISION

BLACK PANTHER PARTY, ET AL VS. EDWARD LEVI, ET AL, U.S.

DISTRICT COURT, WASHINGTON, D.C.; CIVIL ACTION NUMBER

76-2205; BUDED JULY 8, 1977

RE BUREAU TELETYPE TO ALL SAC'S, JULY 7, 1977.

THE FOLLOWING LIST CONSTITUTES WASHINGTON FIELD MAIN  
FILES ON THE BLACK PANTHER PARTY AND OTHER PLAINTIFFS:

MAIN FILE 100-45995; PLAINTIFF, BLACK PANTHER PARTY (BPP);  
ESTIMATED PAGES FROM JANUARY 1, 1974, 300; ESTIMATED PAGES  
BEFORE JANUARY 1, 1974, 12,650.

MAIN FILE 176-103; PLAINTIFF BPP; ESTIMATED PAGES FROM  
JANUARY 1, 1974, 0; ESTIMATED PAGES BEFORE JANUARY 1, 1974  
7.

MAIN FILE 88-7106; PLAINTIFF BPP; ESTIMATED PAGES FROM

JUL 7 9 18 PM '77  
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COMMUNICATIONS SECTION

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Asst. Dir.: \_\_\_\_\_  
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Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
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PAGE TWO WF 62-10991 CLEAR

JANUARY 1, 1974, 0; ESTIMATED PAGES BEFORE JANUARY 1, 1974, 400.

MAIN FILE  PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 4.

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MAIN FILE 157-3238; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 2.

MAIN FILE 157-5259; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 5.

MAIN FILE 157-3418; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 650.

MAIN FILE 157-5140; PLAINTIFF BPP; PXFRM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 15.

MAIN FILE 157-3887, PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 200; PAGES BEFORE JANUARY 1, 1974, 1000.

MAIN FILE 157-2199; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1977, 0; PAGES BEFORE JANUARY 1, 1977, 8.

MAIN FILE 157-3718; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 26.



PAGE THREE WF 62-10991 CLEAR

MAIN FILE 157-3473; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 200.

MAIN FILE 88-7459; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 3.

MAIN FILE 157-3689; PWGZSIFRMV JQKUWRY;  
N QOURN PV PAGES BEFORE JANUARY 1, 1974, 200.

MAIN FILE 157-4718; PLAINTIFF, BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 6.

MAIN FILE 157-4716; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 15.

MAIN FILE 157-4063; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 4.

MAIN FILE 157-2980; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 200.

MAIN FILE 157-2979; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 400.

MAIN FILE 157-3555; PLAINTIFF, BPP; PAGES FROM JANUARY 1, 1974, 6; PAGES BEFORE JANUARY 1, 1974, 0.



PAGE FOUR WF 62-10991 CLEAR

MAIN FILE 157-10991; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 100; PAGES BEFORE JANUARY 1, 1974, 0.

MAIN FILE 157-2825; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 100; PAGES BEFORE JANUARY 1, 1974, 8100.

MAIN FILE 157-3318; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 300.

MAIN FILE 157-6864; PLAINTIFF, BPP; PAGES FROM JANUARY 1, 1974, 4; PAGES BEFORE JANUARY 1, 1974, 0.

MAIN FILE 157-3039; PLAINTIFF BPP; PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 4.

MAIN FILE 157-2908; PLAINTIFF, NEWTON; PAGES FROM JANUARY 1, 1974, 20; PAGES BEFORE JANUARY 1, 1974, 400.

MAIN FILE 157-2582; PLAINTIFF, [REDACTED] PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 21.

MAIN FILE 100-48813; PLAINTIFF, [REDACTED] PAGES FROM JANUARY 1, 1974, 9; PAGES BEFORE JANUARY 1, 1974, 3.

MAIN FILE 157-4535; PLAINTIFF, [REDACTED] PAGES FROM JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 50.

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PAGE FIVE WF 62-10991 CLEAR

MAIN FILE 105-137175; PLAINTIFF, [REDACTED] PAGES  
FROM JANUARY 1, 1974, 88; PAGES BEFORE JANUARY 1, 1974, 10.

MAIN FILE 100-51933; PLAINTIFF, [REDACTED] PAGES FROM  
JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 8.

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NO FILE NUMBER; PLAINTIFF, [REDACTED] PAGES FROM  
JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 0.

MAIN FILE 105-7820; PLAINTIFF, J. GEORGE; PAGES FROM  
JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 4.

MAIN FILE 157-6663; PLAINTIFF, [REDACTED] PAGES  
FROM JANUARY 1, 1974, 12; PAGES BEFORE JANUARY 1, 1974, 0.

NO FILE NUMBER; PLAINTIFF, [REDACTED] PAGES FROM  
JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, #0.

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MAIN FILE 157-2244; PLAINTIFF, [REDACTED] PAGES FROM  
JANUARY 1, 1974, 0; PAGES BEFORE JANUARY 1, 1974, 30.

TOTALS: ESTIMATED PAGES FROM JANUARY 1, 1974 TO  
PRESENT, 759; ESTIMATED PAGES BEFORE JANUARY 1, 1974,  
24,915.

BT



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Director's Sec'y \_\_\_\_\_

P 080900Z JUL 77

FM BERN (157-7) (RUC)

TO DIRECTOR (62-117442) PRIORITY 195-07

BT

E F T O

ALL INFORMATION CONTAINED  
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BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977

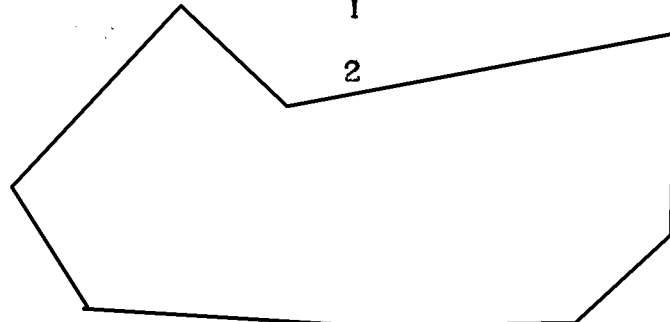
*Legal Counsel Div*

REBUCAB, JULY 6, 1977.

THE FOLLOWING IS A COMPILATION OF THE ESTIMATED NUMBER OF  
PAGES OF REFERENCES CONTAINED IN BERN FILE 157-7 (THE BLACK PANTHER  
PARTY) RELATING TO EACH OF THE FOLLOWING ORGANIZATION AND  
INDIVIDUALS. ALL REFERENCES ARE FOUND IN THE MAIN FILE OF 157-7;  
BERN HAS NO SUB-FILES.

	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
PLAINTIFF		
BLACK PANTHER PARTY	8	325
HUEY P. NEWTON	NONE	9
	NONE	1
	NONE	2

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PAGE TWO BER 157-7 E F T O

PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974, TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
<div data-bbox="120 878 460 1074"></div>	1	NONE
	1	NONE
	1	NONE
JOHN GEORGE	NONE	NONE
<div data-bbox="114 1132 500 1332"></div>	1	NONE
	1	NONE
	1	NONE

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P 070715Z JUL 77

FM BONN (105-7048)

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TO DIRECTOR (62-117442) PRIORITY 300-06

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BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.,

D.C. CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977.

REBUCAB JULY 6, 1977.

THE FOLLOWING IS FURNISHED IN RESPONSE TO RECAB:

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974,	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY-MAIN & SUBFILES 24		1,100

b6  
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THIS INCLUDES BUFILE 62-, BONFILE 105-7048, CAPTIONED  
 "BLACK PANTHER PARTY (BPP) - UNDERGROUND; RM"; BUFILE 157-165706  
 SUB 84 OR 157-26266, BONFILE 157-97, CAPTIONED "SOLIDARITAETA-  
 KOMITEE FUER DIE BLACK PANTHER PARTEI (BPP) (SOLIDARITY COMMITTEE  
 FOR THE BPP - WEST GERMANY), EM - BPP; AND BUFILE 157-22627,  
 BONFILE 157-135, CAPTIONED "BPP - CLEAVER FACTION; EM; OO:  
 NEW YORK."

HUEY P. NEWTON - MAIN & SUBFILES 6

0

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738



PAGE TWO BON 105-7048 EFTO

LEGAT, BONN, HAS NO PAGES WHICH REFER TO OTHER PLAINTIFFS  
LISTED IN REBUCAB.

BT



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P 0821 00Z JUL 77

JUL 8 7 31 PM '77

FM BUENOS AIRES (157-10) (RUC) RECEIVED  
TO DIRECTOR (62-117442) FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION 158-08

BT

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BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.  
CIVIL ACTION FILE NO. 76-2205

BUDED 7/8/77

RE BU CAB JULY 6, 1977.

BUENOS AIRES OFFICE HAS NO FILES ON INDIVIDUALS MENTIONED ON  
PAGE THREE OF REBUCAB. BUE FILE ON THE BLACK PANTHER PARTY WAS  
DESTROYED DURING MARCH 1973.

BT

Assoc. Dir.	_____
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FM CARACAS (66-93)

TO DIRECTOR (62-117442) PRIORITY

BT

E F T O

JUL 7 6 24 PM '77  
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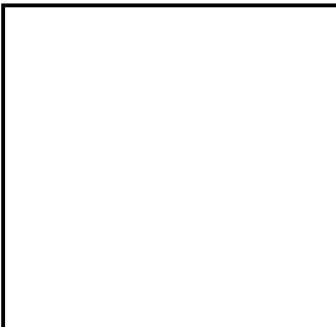

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BLACK PANTHER PARTY, ET AL; V. EDWARD LEVI, ET AL, USDC, D.C.,  
CIVIL ACTION FILE NO. 76-2265. BUDED: JULY 8, 1977.

REBUTEL JULY 6, 1977.

THE FOLLOWING IS RESULT OF REVIEW OF CARACAS FILES CONCERNING  
PLAINTIFFS LISTED IN RETEL:

b6  
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PLAINTIFF	ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT	ESTIMATED PAGES PRIOR TO JANUARY 1, 1974
BLACK PANTHER PARTY	0	33
HUEY P. NEWTON	12	0
	0	0
	0	0
	0	0
	0	0
	0	0
JOHN GEORGE	0	0
	0	0
	0	0
	0	0

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Telephone Rm.	_____
Director's Sec'y	_____

P 080600Z JUL 77

FM HONG KONG (62-72)

TO DIRECTOR (62-117442) PRIORITY 196-07

BT

E F T O

BLACK PANTHER PARTY, ET AL.V. EDWARD LEVI, ET AL., U.S.D.C.,D.C.

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977

REHQABLE JULY 6, 1977.

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974,

PRIOR TO

TO PRESENT

JANUARY 1, 1974

PLAINTIFF

✓ BLACK PANTHER PARTY - MAIN & SUB FILES	0	503
✓ HUEY P. NEWTON - MAIN & SUB FILES	11	75
[REDACTED] - MAIN & SUB FILES	0	27
[REDACTED] - MAIN & SUB FILES	0	0
[REDACTED] - MAIN & SUB FILES	0	4
[REDACTED] MAIN & SUB FILES	0	0
[REDACTED] MAIN & SUB FILES	0	0
✓ JOHN GEORGE - MAIN & SUB FILES	0	0
✓ [REDACTED] MAIN & SUB FILES	0	30
✓ [REDACTED] - MAIN & SUB FILES	0	0
✓ [REDACTED] - MAIN & SUB FILES	0	0

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Director's Sec'y	_____

P 070945Z JUL 77

FM LONDON (100-4292) (RUC)

TO DIRECTOR (62-117442) PRIORITY 411-07

BT  
E F T O

ALL INFORMATION CONTAINED  
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DATE 9/7/93 BY 9803 RPP/DMG

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL.; USDC,  
D.C.; CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 8, 1977

REBUAIRTELS JANUARY 12, 1977 AND FEBRUARY 8, 1977;  
LONAIRTEL FEBRUARY 18, 1977; AND BUTEL JULY 6, 1977.

AS SET FORTH IN RELONAIRTEL, LEGAT, LONDON CURRENTLY  
HAS TWO FILES RELATING TO HUEY PERCY NEWTON; AND NO FILES OR  
REFERENCES RELATING TO THE OTHER PERSONS AND ORGANIZATIONS  
INVOLVED CAPTIONED CIVIL SUIT.

LONDON FILE 157-135, SUBJECT NEWTON (BUFILE 105-165429),  
CONSISTS OF 30 PAGES PRIOR TO JANUARY 1, 1974 AND 8 PAGES  
FROM JANUARY 1, 1974 TO PRESENT.

FILE 157-100 (COPENHAGEN LEGAL ATTACHE'S OFFICE), SUB-  
JECT NEWTON (BUFILE 105-165429), CONSISTS OF 34 PAGES, ALL  
PRIOR TO JANUARY 1, 1974. THERE ARE NO PAGES AFTER  
JANUARY 1, 1974.

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0 071230Z JUL 77

FM MADRID (157-4) (RUC)

TO DIRECTOR IMMEDIATE (62-117442) 101-07

BT

E F T O

ALL INFORMATION CONTAINED  
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BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977.

REBUTEL IMMEDIATE 7/6/77 AND MAD AIRTEL 2/18/77.

INFORMATION REGARDING NUMBER OF PAGES USING A STANDARD BASE

OF 200 PAGES PER INCH IS AS FOLLOWS:

ESTIMATED PAGES

ESTIMATED PGS

JANUARY 1, 1974

PRIOR TO

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY (BPP)

INTERNATIONAL RELATIONS

RACIAL MATTERS BUFILE 105-165706

1/8" 25

3/4" 150

BLACK PANTHER PARTY, TORREJON AIR BASE

TORREJON, SPAIN

BUFILE 157-11750

1/8" 25

BLACK PANTHER PARTY (BPP)

CLEAVER FACTION (CF)

BUFILE 157-22627

1/2" 100

275

700

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Director's Sec'y	_____

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PAGE TWO E F T O (157-4)

MADRID INDICES CONTAIN NO REFERENCES TO OTHER INDIVIDUALS  
LISTED IN REBUTEL 7/6/77.  
BT



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R 070630Z JUL 77

FM MANILA (157-1)

TO DIRECTOR ROUTINE NR. 099-06

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C..D.C.

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977.

REBUCAB, 7/6/77.

LEGAT, MANILA, HAS ONLY ONE FILE RELATED TO BLACK PANTHER  
PARTY ACTIVITIES (MAN 157-1 CAPTIONED "BLACK PANTHER PARTY. EM - BPP")  
AND NO FILES ON ANY OF THE INDIVIDUALS MENTIONED IN REFERENCED TEL.

BLACK PANTHER PARTY

ESTIMATED PAGES JANUARY 1, 1974 TO PRESENT: THIRTEEN (13)

ESTIMATED PAGES PRIOR TO JANUARY 1, 1974: THIRTY (30)

BT

JUL 7 2 17 PM '77

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Director's Sec'y	_____

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JUL 8 3 54 PM '77

0 081800Z JUL 77

FM MEXICO CITY (62-208) (RUC) RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

TO DIRECTOR (62117442) IMMEDIATE NR 550-08

BT

E F T O

BLACK PANTHER PARTY, ET AL; V. EDWARD LEVI, ET AL, U. S. D. C.,

D. C., CIVIL ACTION FILE NO. 76-2205. BUDED: JULY 8, 1977

REBUTEL JULY 6, 1977.

ESTIMATED PAGES

JANUARY 1, 1974

TO PRESENT

PLAINTIFF

BLACK PANTHER PARTY -

MAIN AND SUB FILES

NONE

HUEY P. NEWTON - MAIN

AND SUB FILES

25

NONE

MAIN

AND SUB FILES

NONE

NONE

MAIN

AND SUB FILES

NONE

NONE

- MAIN

AND SUB FILES

NONE

NONE

MAIN

AND SUB FILES

NONE

NONE

END PAGE ONE

Assoc. Dir.\_\_\_\_\_  
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PAGE TWO MEX 62-208 E F T O

[REDACTED] MAIN

AND SUB FILES

NONE

NONE

JOHN GEORGE - MAIN AND

SUB FILES

NONE

NONE

[REDACTED] - MAIN

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AND SUB FILES

NONE

NONE

[REDACTED] MAIN AND

SUB FILES

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[REDACTED] - MAIN

AND SUB FILES

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Telephone Rm.	_____
Director's Sec'y	_____

O 081430Z JUL 77  
FM OTTAWA (157-35)

JUL 8 7 24 PM '77  
RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION 74-08

TO DIRECTOR (62-117442) IMMEDIATE ACTION

BT

E F T O

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DAW

BLACK PANTHER PARTY, ET AL; V. EDWARD LEVI, ET AL. U.S.D.C.,  
D.C. CIVIL ACTION FILE NO. 76-2205. BUDED: 7/8/77.

REBUCAB TO ALL LEGATS, 7/6/77.

THERE FOLLOWS AN ESTIMATE OF THE NUMBER OF PAGES OF DOCUMENTS  
IN THIS CASE IN THE LEGAT OFFICE, OTTAWA:

		ESTIMATED PAGES	ESTIMATED PAGES
PLAINTIFF		1/1/74 TO PRESENT	PRIOR TO 1/1/74
BLACK PANTHER PARTY-MAIN & SUB FILES		50	350
HUEY P. NEWTON-MAIN & SUB FILES		25	100
[REDACTED] MAIN & SUB FILES	b6 b7C	0	100
[REDACTED] MAIN & SUB FILES			NO RECORD
[REDACTED] MAIN & SUB FILES		0	25
[REDACTED] MAIN & SUB FILES			NO RECORD
[REDACTED] MAIN & SUB FILES			NO RECORD
JOHN GEORGE-MAIN & SUB FILES			NO RECORD
[REDACTED] MAIN & SUB FILES	b6 b7C		NO RECORD
[REDACTED] MAIN & SUB FILES			NO RECORD.
[REDACTED] ? NO RECORD per [REDACTED]			7-11-77

BT



JUL 7 12 17 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
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Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

P 071245Z JUL 77

FM PARIS (157-26) (RUC)

TO DIRECTOR (62-117442) PRIORITY 123-07

BT

Z F T O

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/ams

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C.

D. C., CIVIL ACTION FILE NO. 76-2205.

BUDED: JULY 3, 1977.

RE BUREAU TELETYPE, JULY 6, 1977, AND PARIS AIRTEL,  
FEBRUARY 16, 1977.

	ESTIMATED PAGES	ESTIMATED PAGES
	JANUARY 1, 1974	PRIOR TO
PLAINTIFF	TO PRESENT	JANUARY 1, 1974
BLACK PANTHER PARTY	50	3,500

FILE DESTROYED NOVEMBER 15, 1974

b6  
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BT



✓  
P 081030Z JULY 77

FM ROME (157-8)

TO DIRECTOR (62-117442) PRIORITY 143-07  
JUL 5 5 36 PM '77

BT

E F T O

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U. S. D. D.  
D. C. CIVIL ACTION FILE NO. 76-2205. BUDED JULY 8, 1977.

REBUTEL JULY 7, 1977, AND ROMTEL JULY 7, 1977.

IN VIEW OF CORRECTION IN REBUTEL, FOLLOWING IS PERTINENT  
DATA REGARDING LEGAT ROME IN THIS MATTER:

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
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Director's Sec'y	_____

ESTIMATED PAGES

ESTIMATED PAGES

JANUARY 1, 1974,

PRIOR TO

TO PRESENT

JANUARY 1, 1974

BLACK PANTHER PARTY

25

375

BT

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/OMJ

cc- Legal Coun. Dir.



JUL 7 12 18 PM '77

RECEIVED  
FEDERAL BUREAU  
OF INVESTIGATION  
COMMUNICATIONS SECTION

P 071400Z JUL 77

FM ROME (157-8)

TO DIRECTOR (62-117442) PRIORITY 139-07

BT

E F T O

BLACK PANTHER PARTY, ET AL. V. EDWARD LEVI, ET AL., U.S.D.C., D.C.

CIVIL ACTION FILE NO. 76-2205

BUDED: JULY 8, 1977.

REBUTEL JULY 6, 1977.

FOLLOWING IS ESTIMATE OF NUMBER OF PAGES CONTAINED IN PERTINENT  
FILE MAINTAINED IN LEGAT ROME OFFICE:

	ESTIMATED PAGES	ESTIMATED PAGES
	JULY 1, 1974,	PRIOR TO
	TO PRESENT	JULY 1, 1974
BLACK PANTHER PARTY	10	400

BT

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93

BY 9803 RDD/OUT

Assoc. Dir. \_\_\_\_\_  
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Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

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b7C



Assoc. Dir. \_\_\_\_\_  
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 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
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 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

R 071513Z JUL 77

FM TOKYO (157-100)

TO DIRECTOR (62-117442) ROUTINE 154-06

JUL 7 6 05 AM '77

BT

E F T O

RECEIVED SRS  
 FEDERAL BUREAU  
 OF INVESTIGATION  
 COMMUNICATIONS SECTION

BLACK PANTHER PARTY, ET AL, V. EDWARD LEVI, ET AT., U.S.D.C.,

D.C., CIVIL ACTION FILE NO. -76-2205, BUDED: JULY 8, 1977.

RE BUREAU CABLE, DATED JULY 6, 1977.

THE FOLLOWING INFORMATION IS SET FORTH PURSUANT TO  
 INSTRUCTIONS TO REFERENCED CABLE:

ESTIMATED PAGES ESTIMATED PAGES  
 JANUARY 1, 1974, PRIOR TO  
 TO PRESENT JANUARY 1, 1974

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PLAINTIFF

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/omj

BLACK PANTHER PARTY-MAIN & SUB FILES	10	135
HUEY P. NEWTON-MAIN & SUB FILES	-	15
[REDACTED]-MAIN & SUB FILES	-	3
[REDACTED]-MAIN & SUB FILES	-	-
[REDACTED]-MAIN & SUB FILES	-	-
[REDACTED]-MAIN & SUB FILES	-	-
[REDACTED]-MAIN & SUB FILES	-	-
JOHN GEORGE-MAIN & SUB FILES	-	-
[REDACTED]-MAIN & SUB FILES	-	2
[REDACTED]-MAIN & SUB FILES	-	-
[REDACTED]-MAIN & SUB FILES	-	-

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BT

1 CC  
 7338



UNITED STATES GOVERNMENT

# Memorandum

TO : The Associate Director

DATE: 8/9/77

FROM : Legal Counsel

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Fin. & Pers.	_____
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Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

**PURPOSE:** To advise that the Departmental attorneys handling the defense for the Government in captioned civil suit have requested access to FBI documents furnished the Church Committee (U.S. Senate Select Committee on Intelligence Activities) regarding the Counterintelligence Program (COINTELPRO) directed against the Black Panther Party (BPP).

**SYNOPSIS AND DETAILS:** Captioned law suit was filed in the U.S.D.C., D.C. on 12/1/76, alleging conspiracy on the part of certain high level Government officials to destroy the BPP politically and financially. The Complaint demands in excess of \$100,000,000 in general and punitive damages, plus statutory damages for electronic interception provided in Title 18, U.S. Code, Section 2520.

On 8/1/77, [redacted] Civil Division, Department of Justice, requested that he and other Departmental attorneys assigned to the BPP civil action be given access to pertinent documents furnished by the FBI to the Church Committee regarding the COINTELPRO directed at the BPP. [redacted] advised that they wish to review the documents at FBI Headquarters within the next few weeks preparatory to formulating the Government's defense in this law suit. [redacted] advised that he and all other Departmental attorneys assigned to the BPP Case have the requisite security clearances necessary for access to classified documents.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 REC/ANT

- 1 - Mr. Fehl
- 1 - Attn: [redacted]
- 1 - Attn: [redacted]
- 1 - [redacted]
- Attn: [redacted]
- 1 - Mr. Mintz
- 1 - Civ. Lit. Unit

b6  
b7C



MFK:tml

(6)

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



Memo Legal Counsel to Associate Director  
Re: BPP

Relevant FBI documents furnished the Church Committee are presently maintained by the Congressional Inquiry Unit, Special Investigative Division. Additionally, several pertinent documents are presently maintained in the Substantive and Civil Disorders Unit, Criminal Investigative Division.

This matter had been coordinated with [redacted] Congressional Inquiry Unit, Special Investigative Division, and [redacted] Substantive and Civil Disorders Unit, Criminal Investigative Division.

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b7C

RECOMMENDATION: That Departmental attorneys handling the Government's defense in captioned law suit be given access to all FBI documents furnished the Church Committee regarding the BPP.

APPROVED:

Director [Signature]  
Asst. Dir. [Signature]  
Dep. AD Adm. [Signature]  
Dep. AD Inv. [Signature]

Adm. Serv. [Signature]  
Crim. Inv. [Signature]  
Fin. & Pers. [Signature]  
Ident. [Signature]  
Intell. [Signature]  
Laboratory [Signature]

Legal Coun. [Signature]  
Plan. & Insp. [Signature]  
Rec. Mgmt. [Signature]  
Spec. Inv. [Signature]  
Tech. Servs. [Signature]  
Training [Signature]  
Public Affs. Off. [Signature]



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/4/77

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
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 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO: DIRECTOR, FBI (ATTN: SA )  
 SPECIAL PROJECTS REVIEW UNIT, SPECIAL INVESTIGATIVE  
 DIVISION) (62-117442)

FROM: SAC, NEWARK (62-4041) (P)

SUBJECT: BLACK PANTHER PARTY, et al, v.  
 EDWARD LEVI, et al  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: AUGUST 8, 1977

Re: Buairtel to Albany, dated 7/19/77.

Enclosed for the Bureau are two copies each of all communications (including intra-office memoranda) originated by the Newark Office that were requested the referenced Buairtel.

FBIHQ is advised that there are no bulky exhibits maintained by Newark on the captioned matter.

Also, there was no use of illegal, warrantless electronic surveillance conducted by Newark on the captioned organization or individuals. Newark further advises there are no ELSUR logs regarding the captioned matter.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/OMS

SEALED

ENCLOSURE

2-Bureau (Enc. 150)  
 2-Newark  
 WJG/jma  
 (4)

Encl 3852

Approved: 8/2

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_

FBI/DOJ

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 b7C

165

b6  
 b7C



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 8/8/77

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Admin. Serv. \_\_\_\_\_  
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 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED] SPECIAL  
 PROJECTS REVIEW UNIT, SPECIAL INVESTIGATIVE  
 DIVISION)

b6  
b7C

FROM: SAC, ALEXANDRIA (62-280) (RUC)

BLACK PANTHER PARTY,  
 ET AL, VERSUS  
 EDWARD LEVI,  
 ET AL  
 (U.S. DISTRICT COURT, D.C.)  
 CIVIL ACTION FILE NUMBER 76-2205  
 BUDED: 8/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DAW

Re Bureau airtel to Albany, 7/19/77.

Enclosed herewith for the Bureau are two Xerox  
 copies each of the following serials:

- 1) Alexandria teletype to Baltimore and Miami,  
 2/14/77, captioned "BLACK PANTHER PARTY (CLEAVER  
 FACTION) (BPP-CF), EM; [REDACTED]  
 EM-BPP-CF." Alexandria file 157-533.
- 2) Alexandria airtel to Norfolk, 3/18/75, captioned  
 "BLACK PANTHER PARTY - CLEAVER FACTION (BPP-CF)  
 EM; [REDACTED] aka, EM-BPP-CF, UGW."  
 Alexandria file 157-533.

b6  
b7C

## ENCLOSURE

- ② - Bureau (Enc. 6)  
 1 - Alexandria  
 WMC:kra  
 (3)

Encl. CC-3852

ST 144  
 REC-2  
 62-117442-166  
 AUG 12 1977  
 NAME CHECK  
 LB

Approved: [Signature]

Transmitted \_\_\_\_\_  
 (Number) (Time)

Per \_\_\_\_\_

55 AUG 8 1977




AX 62-280

- 3) Alexandria letter to Miami, 3/24/75, captioned  
"BLACK PANTHER PARTY (CLEAVER FACTION) (BPP-CF)  
EM; [REDACTED] EM-BPP-CF." Alexandria  
file 157-533.

b6  
b7C

The aforementioned serials are being forwarded to  
FBI Headquarters in accordance with instructions in referenced  
Bureau airtel. The Alexandria Office does not possess any  
Elsur logs or bulky exhibits regarding captioned plaintiffs.





~~SECRET~~

FBI

Date: 8/8/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL \_\_\_\_\_  
(Priority)

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 Special Projects Review Unit  
 Special Investigative Division

b6  
b7CFROM: *[Signature]* LEGAT, MANILA (157-1)

BLACK PANTHER PARTY, Et Al v.  
 EDWARD LEVI, Et Al  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: 8/8/77

9/7/93  
 Classified by 9803 RDD/BNT  
 Declassify on: OADR

9/12/96  
 CLASSIFIED BY: SSA9803 RDD/JAC  
 REASON: 1.5 (d)  
 DECLASSIFY ON: X 6  
 (340,770)

Reference Bureau airtel to Albany dated 7/19/77.

Enclosed herewith for the Bureau are two xerox copies of each of the following communications:

1. Manila letter (s) [REDACTED]  
 [REDACTED] dated 4/25/74. (X)

2. Manila transmittal slip (s) [REDACTED]  
 [REDACTED] dated 5/30/74. (X)

3. Manila letter (s) [REDACTED] dated 7/10/74. (X)

4. Legat, Manila memorandum to file 157-1 dated 9/27/74

3-Bureau (Enc. 6) ENCLOSURE  
 (1-Foreign Liaison Unit)

1-Manila  
 GFE:kvw

(4) 1 cc + Enc 5438

REC-70  
 EX-136

9 AUG 16 1977

Approved: \_\_\_\_\_

Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

NAME/STAMP

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED EXCEPT  
 WHERE SHOWN OTHERWISE

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~~SECRET~~

MAN 157-1

5. Manila transmittal slip to Attorney General's Department, Australia, dated 11/14/77.

6. Manila letter to the Bureau dated 2/18/77.

There are no additional serials originating with Legat, Manila in this matter. It is noted referenced airtel was not received by Manila until 8/4/77.

~~SECRET~~



Assistant Attorney General  
Civil Division

July 21, 1977

Assistant Director - Legal Counsel  
Federal Bureau of Investigation

1 - [redacted] b6  
1 - Mr. Mintz b7C  
1 - Civil Litigation Unit

THE BLACK PANTHER PARTY, et al.  
v. EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

FEDERAL GOVERNMENT

Reference is made to your memorandum dated May 15, 1977, requesting factual information regarding recent Federal Bureau of Investigation contacts with [redacted] the Black Panther Party, and other Party members.

Enclosed are two copies of a letterhead memorandum dated July 6, 1977, at San Francisco, California, setting forth the requested information.

Enclosures (2)

NOTE: Based on Bu airtel to San Francisco, May 24, 1977, and San Francisco airtel to Bureau, July 6, 1977.

MFK:pls (6)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/awj

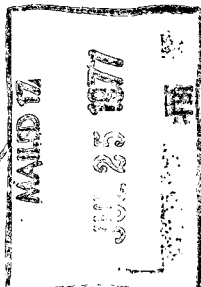
APPROVED:

Director \_\_\_\_\_  
Asso. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
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Telephone Rm. \_\_\_\_\_  
Director's Sec'y. \_\_\_\_\_



EX-131

REC-72

17 JUL 29 1977

b6  
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54 SEP 6 1977

TELETYPE UNIT ☐

FBI/DOJ



~~SECRET~~

Date: 8/16/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL~~SECRET~~

(Priority)

~~SECRET MATERIAL ATTACHED~~

TO: DIRECTOR, FBI (62-117442)

ATTENTION: SA [REDACTED]

FROM: LEGAT, HONG KONG (62-72)

Special Projects Review Unit  
Special Investigation Division

BLACK PANTHER PARTY, et al., v.

EDWARD LEVI, et al.

(U.S.D.C., D.C.)

CIVIL ACTION NO. 76-2205

Buded Past

ReHQairtel, 7/19/77.

Reairtel received at Hong Kong, 8/3/77, while Legat  
on road trip.Earliest classified pouch after ~~return~~ <sup>RECEIPT</sup> leaves Hong  
Kong on 8/16/77.Enclosed for HQ are two copies each of communications  
initiated by Legat, Singapore (absorbed by Legat, Hong Kong,  
June, 1975), subject being HUEY P. NEWTON dated after 1/1/74.There are no other documents initiated by Singapore  
or Hong Kong after 1/1/74 regarding NEWTON or the other subjects  
plaintiffs in this case.4-Bureau (Enc. 14) **ENCLOSURE**  
(1-Foreign Liaison Unit)  
1-Hong Kong  
JFM:dlb  
(5)AIRTEL~~SECRET~~Classified by 887  
XGDS 2, Indefinite~~SECRET MATERIAL ATTACHED~~

REC-26

17 AUG 25 1977

1 cc + Encl - 3852

Approved: B57 SEP 12 1977  
Special Agent in Charge

Sent \_\_\_\_\_ M Per [REDACTED]

~~SECRET~~

U. S. GOVERNMENT PRINTING OFFICE: 1971-413-135

b6  
b7Cb6  
b7CALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.



~~SECRET~~

HON 62-72

HQ is cautioned with regard to the following enclosed communications:

1. [REDACTED] (S)
2. Memo from [REDACTED] [REDACTED] (S)
3. [REDACTED] (S) (Because Legat's copy is blue inked carbon, this cable does not reproduce well and a typed verbatim copy is attached.)
4. [REDACTED] (S)
5. Memo from [REDACTED] [REDACTED] (S)

The other two communications are:

6. Singapore cable to Headquarters, 9/10/74.
7. Singapore cable to Headquarters, 11/15/74.

~~SECRET~~

b1  
b6  
b7C

b1  
b6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO :

[Redacted]

DATE: 8-17-77

b6  
b7C

FROM :

[Redacted]

1B-875

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: *hjb*  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

PURPOSE AND RECOMMENDATION: To recommend that a conference be held at 2 p.m. on 8-22-77, with representatives of Name Check Section (NCS), Special Investigative Division (SID), Printing and Space Management Section, Administrative Services Division, along with Special Agent [Redacted] Civil Litigation Unit, Legal Counsel Division, for the purpose of discussing the ramifications of the Black Panther Party (BPP) suit and the current anticipated needs and requirements of the Special Projects Review Unit (SPRU), NCS, SID, in connection with handling captioned matter.

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDP/DWT

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

DETAILS: The BPP filed a civil suit in U. S. District Court, Washington, D. C., on 12-1-76, alleging a conspiracy on the part of the FBI and other Government agencies and officials to

- 1 - Mr. Adams  
1 - Mr. McDermott  
1 - Mr. Bassett  
Attn: [Redacted]  
1 - [Redacted]

- 1 - Mr. Mintz  
Attn: [Redacted]

- 1 - [Redacted]  
1 - [Redacted]  
1 - [Redacted]

AUG 30 1977



GJL:amo  
(9)

CONTINUED - OVER

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

1/DOJ



Memorandum to   
Re: Black Panther Party, et al., v.  
Edward Levi, et al.

b6  
b7C

destroy the BPP. Plaintiffs served a broad discovery request and the court ordered discovery completed by 9-25-77. This is an unrealistic deadline in view of the voluminous documents to be processed. It has been estimated that there are approximately 1.5 million pages of material in the records of the Bureau concerning the BPP and ten named plaintiffs in this suit.

SPRU, which is handling this suit, is composed of eight Agents and six legal clerks in addition to other clerical and secretarial support personnel. However, by memorandum dated 7-22-77, captioned as above, GJL:rsm, approval was given to select 29 additional clerks to be trained for SPRU in connection with file reviews. This will result in 35 legal clerks and/or legal technicians assigned to the Unit to handle the BPP suit, as well as the other 35 civil suits assigned to this Unit, including the Socialist Workers Party, Jane Fonda, and Daniel Ellsberg suits, to name but a few.

Clerical personnel in SPRU are currently utilizing xeroxing equipment on an "equipment available" basis in various parts of the building. The need for xeroxing equipment, such as the Kodak-Ektaprint (copier-duplicator) with 100 Feeder, is obvious. In addition, with 29 additional legal clerks and/or legal technicians being added to the unit to review voluminous files, it is also evident that more space must be found for personnel in this Unit, hopefully in one area. It is noted that personnel in SPRU is currently located in three different areas, i.e., Room 4440, Room 4238, as well as on the other side of the building in Room 3852.

Based on the above, it is highly desirable that these matters be discussed for the purpose of making current and long-range plans to meet our responsibilities in these areas.



F B I

Date: 8-16-77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via A I R T E L \_\_\_\_\_  
(Priority)

TO DIRECTOR, FBI (62-117442)

FROM LEGAT, MEXICO CITY (62-208) (RUC)

SUBJECT BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Enclosures: Two copies each of 12 pertinent serials  
as requested in referenced airtel.

Re Bureau airtel to SAC, Albany, 7-19-77.

Enclosures represent all the materials falling within  
the description in referenced airtel. There are no ELSUR  
logs nor any bulky exhibits connected with the BPP or any of  
the ten named plaintiffs in existence in this office.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/RMS

REC-26

- ③ - Bureau (Enc. 24) ENCLOSURE  
(1 - Foreign Liaison Unit)  
1 - Mexico City

WJH:lmg  
(4)

2 AUG 13 1977

b6  
b7c

1cc+enc - 3852

Approved: [Signature]  
Special Agent in Charge

Sent \_\_\_\_\_ M Per \_\_\_\_\_



UNITED STATES GOVERNMENT

# Memorandum

1 - Mr. Fehl  
1 - Mr. Mintz  
(Attn: )

DATE: 7/18/77

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
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Legal Coun. \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

b6  
b7C

TO : Mr. McDermott

FROM : A. J. Decker

SUBJECT: BLACK PANTHER PARTY, et al. v.  
EDWARD LEVI, et al., (U.S.D.C., D.C.,  
CIVIL ACTION FILE NO. 76-2205)

Re Bureau teletype to All Offices and All Legats, 7/6/77.

## PURPOSE:

To insure that Legal Counsel and Special Investigative Divisions are aware of FOIPA requests relating to the Black Panther Party (BPP).

## SYNOPSIS:

To insure that Legal Counsel and Special Investigative Divisions are aware of the existence of at least 16 FOIPA requests, from various individuals, for documents relating to the BPP and related BPP activities.

## RECOMMENDATIONS:

None, for information and coordination purposes.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMS

JEH:sdjs  
(7)

## APPROVED:

Director _____	Adm. Serv. _____	Legal Coun. _____
Assoc. Dir. _____	Crim. Inv. _____	Plan. & Insp. _____
Dep. AD Adm. _____	Fin. & Pers. _____	Rec. Mgnt. _____
Dep. AD Inv. _____	Ident. _____	Spec. Inv. _____
	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

CONTINUED - OVER

20 SEP 13 1977



Memorandum to Mr. McDermott

DETAILS:

Set out below in columnar form, are descriptive data regarding FOIPA requests received having to do with the BPP, and in some instances, BPP related activities. This information is provided to insure that Legal Counsel and Special Investigative Divisions are aware of the existence of currently pending FOIPA requests and FOIPA requests which are now closed.

It should be noted that this listing applies only to the BPP, and no search of the FOIPA indices has been made with respect to the individual plaintiffs listed on page 3 of referenced teletype.

Subject Matter	Requester	Date of Receipt	FOIPA #
1. BPP-All			
2. BPP-Coloring Book, Los Angeles Late 1960's			
3. BPP			
4. BPP-Seattle, 1966-1975			
5. BPP-Omaha, 1968-1970			
6. BPP-California, 8/1/67-4/30/68			
7. BPP-Solidarity Committee			
8. Intercommunal Support Committee of the BPP			
9. BPP-Winston- Salem, 1965- 1973			
10. BPP-Winston- Salem, 1965- 1973 (Cointelpro)			

b6  
b7c



Memorandum to Mr. McDermott

11. BPP-New Haven

12. BPP

13. BPP-Annapolis,  
Former Chapter

14. BPP and Other  
Related Groups

15. BPP-



16. BPP-Eldridge  
Cleaver, 8/1/67-  
4/30/68

b6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI  
NFJ/nd  
ATTN: Legal Counsel Division

DATE: 9/30/77

FROM : SAC, WFO (62-10991) (P)

SUBJECT: ~~BLACK PANTHER PARTY, VS.~~  
EDWARD LEVI, ET. AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

Remylet dated 8/3/77.

Civil Docket 76-2205, U.S. District Court for the District of Columbia (USDCDC) was reviewed on 9/28/77. The following pertinent entries were noted:

9/22/77 - Motion of Federal defendants for summary judgment heard and taken under advisement

9/23/77 - Order filed granting motion by U.S. for enlargement of time for serving answer to complaint until 10/21/77.

WFO will follow captioned matter in USDCDC.

REC-33

62-117442-172

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BDD/BMS

2 OCT 3 1977

b6  
b7c

2 - Bureau  
1 - WFO  
BAO:mkg

(3)



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



UNITED STATES GOVERNMENT

# Memorandum

TO : Assistant Director  
Records Management Division

DATE: 9/30/77

FROM : Legal Counsel *[Signature]*

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RLB/MS

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
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Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

b6  
b7C

**PURPOSE:** To request classification review of third agency documents in the possession of the Department of the Army for release under civil discovery in connection with Black Panther Party (BPP) suit, wherein the Army is a co-defendant.

**SYNOPSIS AND DETAILS:** By letter dated 9/14/77, attached hereto, with enclosures, Army Intelligence forwarded three bundles of documents to FBI, Legal Counsel, pertaining to the investigation of the BPP. Two bundles contain FBI documents furnished to the Army, as a cooperating investigative agency, the third, Army documents containing information supplied by the FBI. All documents are now classified.

The Army is a co-defendant with the FBI and several other Federal agencies in the captioned civil action which is now in the initial stages of discovery. In order that the Army may comply with its discovery responsibilities, a determination of whether these documents will be afforded continued classification must be made by the Bureau.

The Army desires a response from the Bureau by 10/14/77. Legal Counsel Division recognizes completion by

Enclosures (4)

1 - Mr. Decker  
(Attn: )

b6  
b7C

1 - Mr. Mintz

1 - Civ. Lit. Unit  
(Enc.-1)

BJM:jab  
(4)

REC 58

62-117442-173

OCT 12 1977

SECRET MATERIAL ATTACHED

ENCLOSURE

F-159



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Memorandum to Assistant Director - Records Management Division  
 Re: BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.

this date may not be possible but requests the review be conducted as expeditiously as possible.

RECOMMENDATIONS: 1) That Records Management Division locate the original of the enclosed Bureau documents and review all of the Army material for continued classification.

*JCF*

APPROVED:

Director \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
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 Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgmt. *ADD/WD* \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_

*Deferred  
 & being handled  
 WWP 10/4/77*

2) That upon completion of the requested review, the results thereof and the documents be returned to Legal Counsel Division for appropriate communication with the Department of the Army.

*R*

*JCF*

APPROVED:

Director \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
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 Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgmt. *ADD/WD* \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_





DEPARTMENT OF THE ARMY  
OFFICE OF THE ASSISTANT CHIEF OF STAFF FOR INTELLIGENCE  
WASHINGTON, D.C. 20310

DAMI-DO

14 SEP 1977

SUBJECT: Black Panther Party, et al., v. Edward Levi, et al.,  
(Civil No. 76-2205, D. D.C.)

Federal Bureau of Investigation  
Office of Legal Counsel (ATTN: Mr. Murphy)  
Room 7338 - J. Edgar Hoover Building  
Washington, D.C. 20535

<sup>FBI</sup>  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 983 RDE/DOJ

1. Forwarded herewith are documents (Inclosures 1, 2 and 3) which were found in Army files, and which may be relevant to subject lawsuit. Inclosures 1 and 2 consist of documents originated by the Federal Bureau of Investigation; Inclosure 3 consists of documents originated the Army and containing FBI information.
2. Request your agency accomplish a declassification/releasability review of these documents. Please return the documents in Inclosures 1 and 2, with any appropriate classification adjustments on FBI information, to Headquarters, Department of the Army, Office of the Assistant Chief of Staff for Intelligence (ATTN: DAMI-DOL), Washington, D.C. 20310. Materials in Inclosure 3 should be returned with FBI comments on releasability of FBI information contained therein; they will then be processed for release or continued protection by the Army.
3. Production of releasable documents in response to the plaintiffs' discovery requests may be required in late October or early November. Accordingly, we would appreciate receiving your response by 14 October 1977.

b6  
b7C

3 Incis as:

1. FBI documents (SECRET)
2. FBI documents (CONFIDENTIAL)
3. Army-originated documents  
(CONFIDENTIAL)

Director of Security & ADJUTANT

~~SECRET~~  
ENCLOSURE

Regraded UNCLASSIFIED when  
separated from classified  
inclosures.

End memo Legal Counsel  
Asst Dir, LMO, 7-30-77 BGR: jlt

67-11747-173



2 - Mr. Mintz (Route thru for review)

(1 - [redacted])

1 - [redacted]

11/7/77

b6  
b7C

To: SACs, Los Angeles  
Sacramento  
San Diego  
San Francisco

1 - [redacted]  
1 - [redacted]  
1 - [redacted]

From: Director, FBI (62-117442)

BLACK PANTHER PARTY, ET AL. V.  
EDWARD LEVI, ET AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205  
BUDED: 11/21/77

ReFBIHQ airtel to all offices 7/19/77.

Captioned lawsuit was filed in the U.S. District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high level Government officials to ruin the Black Panther Party (BPP) politically and financially.

As a result of negotiation between Department Attorneys and the plaintiffs' attorneys regarding the original document requests made by the plaintiffs in this matter, all previous document requests made in this matter by the plaintiffs have been withdrawn without prejudice. The defendants' motions for a protective order and a litigation schedule have also been withdrawn without prejudice.

A stipulation has been made and signed by attorneys for both sides which states in part as follows:

"The FBI will produce all documents, which are not subject to objection, captioned under the name of plaintiff Huey P. Newton, which have been originated by FBIHQ and the California Field Offices of the FBI from 1973 to the present date." (Emphasis added) This production must be accomplished within 90 days.

2 NOV 9 1977

SEE NOTE PAGE TWO

MAILED 4  
NOV 8 1977  
FBI

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
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Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
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Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

WDB:rsm (15)

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DATE 9/7/93 BY 9803 RDB/ST

MAIL ROOM ☒

TELETYPE UNIT ☐

FBI/DOJ



Airtel to SAC, Los Angeles, et al.  
Re: Black Panther Party, et al. v.  
Edward Levi, et al.  
62-117442

While it is realized that this is just the first wave of document production and several more waves will undoubtedly follow, this stipulation represents a considerable narrowing of the original document requests made by plaintiffs in this matter.

Therefore, each receiving office is instructed to review all main files regarding plaintiff Huey P. Newton and forward to FBIHQ two clean, readable Xerox copies of documents contained therein captioned "Huey P. Newton" or variations thereof which were originated by your office between 1/1/73 and 1/1/74. FBIHQ has already received all information from your offices subsequent to 1/1/74 fitting the above requirements as a result of reairtel.

Each office is further requested to determine if any electronic surveillance was directed at Huey P. Newton subsequent to 1/1/73 at his residence(s) and provide appropriate logs, if necessary.

Each office should submit two identical sets of documents on file backs arranged in date order. These should be submitted under cover airtel marked for the attention of Special Agent [redacted] Special Projects Review Unit, Special Investigative Division. Material should be sent to reach FBIHQ by 11/21/77. No excision or classification review need be conducted by your office.

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b7c

NOTE:

As result of a stipulation between attorneys for defendants and plaintiffs, material re plaintiff Huey P. Newton for year 1973 from California Field Offices is required for discovery. Buded of 11/21/77 set in view of 90-day deadline for production of all material.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 10/4/77

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Fin. & Pers. \_\_\_\_\_  
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 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgmt. \_\_\_\_\_  
 Spec. Inv. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED] SPECIAL PROJECTS  
 REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION

FROM: SAC, LOUISVILLE (62-2115) (P)

SUBJECT: ① BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.) *Edward H. Levi*  
 CIVIL ACTION NO. 76-2205

Re Louisville airtel to Bureau, 8/5/77, and Louisville letter to Bureau captioned, "Missing Files and Serials, Field Divisions", dated 9/30/77.

Referenced Louisville airtel to Bureau, 8/5/77, reflects that LS 157-811C, Serials 1-29B and LS 157-811B, Serials 1-36C were unable to be located at the time copies of other pertinent serials were furnished to FBIHQ.

Re Louisville letter to Bureau, captioned, "Missing Files and Serials, Field Divisions", dated 9/30/77, reflects that Louisville has conducted extensive search for above missing files with negative results. Louisville believes that perhaps files in question were inadvertently sent to Bureau with xeroxed copies of same in connection with review conducted re captioned matter. Bureau has been requested to check material previously furnished by Louisville in connection with captioned matter in view of above.

Upon location of above files, same will be expeditiously reviewed and copies provided Bureau if appropriate.

② - Bureau  
 2 - Louisville (1 - 62-2115)  
 (1 - 66-865)

EVA/jrj  
 (4)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDM file-9

100-3852

Approved: 177

Transmitted

(Number)

(Time)

Per



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel  
**A I R T E L**

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 10/13/77

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
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 Lab. Serv. \_\_\_\_\_  
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 Rec. Mgmt. \_\_\_\_\_  
 Tech. Serv. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO: DIRECTOR, FBI (62-117442)  
 (ATTENTION: SA [REDACTED])  
 SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

FROM: SAC, LOUISVILLE (62-2115) (RUC)

SUBJECT: ① BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

Re Louisville airtel to Bureau dated 10/4/77.

Referenced communication reflects that Louisville Division has been unable to locate LS 157-811B (Serials 1-36C) and LS 157-811C (Serials 1-29B), which had been previously reviewed in connection with captioned matter.

Extensive search of Louisville Division files has resulted in the location of two separate volumes described as follows:

1. LS 157-811B (Serials 29C-36C)

2. LS 157-811C (Serials 1-29B)

All serials contained within LS 157-811C are designated for LS 157-811B except for last, which has been changed to "C", as has file cover. (Subfile "C" has never existed and file cover erroneously designated as same) REC-94 62-117442-176

In view of above, it appears that LS 157-811C (Serials 1-29B) should actually be Volume I of 157-811B (Serials 1-29B)

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 PLO/LOU

② - Bureau  
 2 - Louisville  
 (1 - 62-2115)  
 (1 - 66-865)

EVA/rdl  
 (4)

Approved: [Signature]Transmitted BHC

(Number)

(Time)

Per \_\_\_\_\_



LS 62-2115

and LS 157-811B (Serials 1-36C) is actually Volume II of LS 157-811B (Serials 29C-36C). Louisville has redesignated LS 157-811C (Serials 1-29B) as LS 157-811B, as same had been originally designated. LS 157-811B (Serials 29C-36C) will remain as is but be designated Volume II of LS 157-811B.

Both volumes of LS 157-811B (1-36C) have been reviewed pursuant to previous instructions re captioned matter. No data originating in the Louisville Division subsequent to 1/1/74, is contained in either volume of above files.

Accordingly, no further reviews remain outstanding within the Louisville Division and captioned matter is considered RUC.



~~SECRET~~



DEPARTMENT OF THE ARMY  
OFFICE OF THE ASSISTANT CHIEF OF STAFF FOR INTELLIGENCE  
WASHINGTON, D.C. 20310

DAMI-DO

14 SEP 1977

SUBJECT: Black Panther Party, et al., v. Edward Levi, et al.,  
(Civil No. 76-2205, D. D.C.)

Federal Bureau of Investigation  
Office of Legal Counsel (ATTN: [redacted])  
Room 7338 - J. Edgar Hoover Building  
Washington, D.C. 20535

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FBI  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/3/93 BY 9803 RAS/amy

1. Forwarded herewith are documents (Inclosures 1, 2 and 3) which were found in Army files, and which may be relevant to subject lawsuit. Inclosures 1 and 2 consist of documents originated by the Federal Bureau of Investigation; Inclosure 3 consists of documents originated the Army and containing FBI information.

2. Request your agency accomplish a declassification/releasability review of these documents. Please return the documents in Inclosures 1 and 2, with any appropriate classification adjustments on FBI information, to Headquarters, Department of the Army, Office of the Assistant Chief of Staff for Intelligence (ATTN: DAMI-DOL), Washington, D.C. 20310. Materials in Inclosure 3 should be returned with FBI comments on releasability of FBI information contained therein; they will then be processed for release or continued protection by the Army.

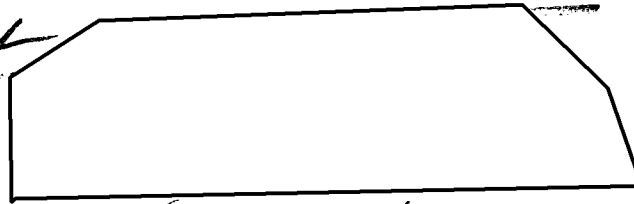
3. Production of releasable documents in response to the plaintiffs' discovery requests may be required in late October or early November. Accordingly, we would appreciate receiving your response by 14 October 1977.

DELAY OCCASIONED BY FACT THAT MANY DOCUMENTS FURNISHED WERE NOT READABLE THIS DELAY HAS BEEN COORDINATED WITH ARMY & THE DEPARTMENT

3 Incls as

1. FBI documents (SECRET)
2. FBI documents (CONFIDENTIAL)
3. Army-originated documents (CONFIDENTIAL)

NFK



62-117442

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~~SECRET~~

Regraded UNCLASSIFIED when separated from classified inclosures.

Memo to Asst Chief of Staff for  
Intell, Dpt of Army 11-10-77 mfk



DATE : November 15, 1977

TO : Assistant Chief of Staff for Intelligence  
Department of the Army

Attention: DAMI-DOL

FROM : Clarence M. Kelley, Director

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/3/93 BY 9203 RDD/END

Reference is made to your letter of September 14, 1977, requesting a review of documents relating to the civil action captioned as above.

The Federal Bureau of Investigation has just completed its review of these documents and they are being forwarded to you with appropriate notations regarding their classification and releasability.

Enclosures (81)

NOTE: This communication is being sent to comply with the Army's request for FBI review of FBI originated documents in the custody of the Army which will be produced pursuant to discovery in civil action entitled, "The Black Panther Party, et al. v. Edward Levi, et al., (U.S.D.C., D.C.) CA# 76-2205." The above documents were reviewed by [redacted]

[redacted] Document Classification Office, Records Management Division.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

1 - Mr. Decker  
(Attn: [redacted])  
1 - Mr. Mintz  
1 - Civ. Lit. Unit

MFK:jp  
(6) 2P

APPROVED:

Director \_\_\_\_\_  
Asst. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

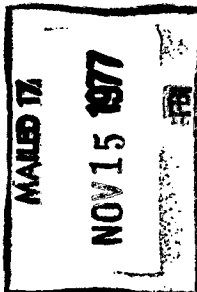
SECRET MATERIAL ATTACHED

MAIL ROOM ☒

TELETYPE UNIT ☐

FBI/DOJ

717461



REC-93

9 NOV 17 1977

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Assistant Director  
Special Investigative Division

September 21, 1977

Director, FBI

**POSITION CLASSIFICATION MATTERS**  
**Two Noninvestigative Positions**

Rememos [redacted] to Mr. Fehl, 6-10-77,  
7-18-77, and 8-15-77.

Special Investigative Division personnel (specifically, Supervisory Special Agent [redacted] of Special Projects Review Unit (SPRU)) advised that duties and responsibilities assumed by the legal clerks assigned to SPRU are as outlined in description for position Legal Clerk GS 5, GS 0986-05-77-09-149, located in Special Case Review Unit, Name Check Section. SAA [redacted] advised that duties and responsibilities as shown in description for position Legal Technician GS 7, GS 0986-07-77-09-150, are in line with manner in which he intends employees to operate at such time as they have gained the necessary expertise to function at the GS 7 level.

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In view of the above, records are being adjusted to show positions Legal Clerk GS 5, GS 0986-05-77-09-149, and Legal Technician GS 7, GS 0986-07-77-09-150, functioning in SPRU in addition to Special Case Review Unit (SCRU). Please adjust your copy of each description by inserting on line 1.b. Special Project Review. Organizational chart should be adjusted to show these additional positions now serve in SPRU with an asterisked notation stating that the GS 5 and GS 7 positions also serve SCR. Organizational chart for SCR should be adjusted by use of an asterisked notation to show the GS 5 and GS 7 positions also serve in SPRU.

It was recommended that incumbents of above positions be trained to conduct classification reviews. It appears that assumption of classification review duties is on a temporary basis only and action is unnecessary to descriptions at this time. Should decision be made that these classification reviews are to be performed on a permanent basis by incumbents of above mentioned GS 5 and GS 7 positions, appropriate descriptions should be forwarded for classification study.

AMT:vhh (8)

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19 1977

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/3/93 BY 9803 [redacted]



UNITED STATES GOVERNMENT

# Memorandum

TO : Acting Assistant Director  
Special Investigative Division

DATE: 11/11/77

FROM : Legal Counsel *[Signature]* FEDERAL GOVERNMENT

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. *[initials]*  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/mt

PURPOSE: To request a file review of all documents furnished, or made available to, the Church Committee by the FBI relating to Paragraph 3(c) of Plaintiffs' Third Request for Production of Documents, attached hereto.

SYNOPSIS AND DETAILS: Captioned lawsuit was filed in the United States District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high-level Governmental officials to ruin the Black Panther Party (BPP) politically and financially. The Complaint demands an excess of one million dollars in general and punitive damages, plus statutory damages for electronic interceptions provided in Title 18, USC, Section 2520. The Government and the plaintiffs have entered into a stipulation wherein they agreed that discovery in this action would proceed in waves with plaintiffs' substituting the attached Third Request for their previous document request. Defendants will have three months to respond to this request with documents being released as they become available, and at least once every month during this three-month period. Specifically, Paragraphs 2, 3, and 4 deal with documents in the custody of the FBI. *[Handwritten: 179]*

(CONTINUED - OVER)

23 NOV 22 1977

Enclosures *[Stamp: ENCLOSURE]*

- 1 - Mr. Mintz
- 1 -
- 1 - Civ. Lit. Unit

MFK:jp

(4) *[initials]*



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Memo Legal Counsel to Special Investigative Division  
Re: The Black Panther Party...

The attached discovery request has been brought to the attention of [redacted] Special Projects Review Unit (SPRU), who has already taken steps in processing the requested documents. The documents requested in Paragraph 3(c) are presently maintained in the Congressional Inquiry Unit (CIU), Civil Rights Section, Special Investigative Division. Accordingly, it is requested that the CIU identify, locate and produce one copy of all documents furnished or made available by the FBI to the Senate Select Committee to study Governmental operations with respect to intelligence activities (Church Committee) relating to COINTELPRO--Black Nationalist; documents relating to the BPP; and documents relating to domestic security investigations of the BPP and any of the named plaintiffs in captioned lawsuit as set out in the attachment.

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RECOMMENDATIONS:

(1) That the CIU conduct a file review as outlined above and furnish SPRU with all pertinent documents.

RFP

JCF

[Handwritten signature]

APPROVED:	Adm. Serv.	Legal Coun.
Director	Ident. Div.	Spec. Inv.
Asst. Dir.	Rec. Mgmt.	Training
Dep. AD Adm.	Off. Cong. & Public Affs.	
Dep. AD Inv.		

JCF

[Handwritten signature]

(2) That SPRU process the Church Committee documents for excisions consistent with guidelines previously furnished.

RFP

APPROVED:	Adm. Serv.	Legal Coun.
Director	Ident. Div.	Spec. Inv.
Asst. Dir.	Rec. Mgmt.	Training
Dep. AD Adm.	Off. Cong. & Public Affs.	
Dep. AD Inv.		



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

HUEY P. NEWTON  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

ELAINE BROWN  
8501 East 14th Street  
Oakland, California  
(415) 638-0195;

RONALD FREED  
2237 Greenfield Ave.  
Los Angeles, California 90038  
(213) 478-1169;

BERTON SCHNEIDER  
933 N. LaBrea  
Los Angeles, California 90038  
(213) 874-5050;

THOMAS AND FLORA GLADWIN  
4551 Reinhardt  
Oakland, California 94618  
(415) 530-6668;

JOHN GEORGE  
120-11th St.  
Oakland, California  
(415) 451-6800;

FATHER EARL NEIL  
Associate Officer  
Community Action & Human Development  
Executive Counsel of the  
Episcopal Church  
815-2nd Avenue  
New York, New York 10017  
(212) 867-8400; and

JOHN AND ELIZABETH HUGGINS  
200 Osborne Avenue  
New Haven, Connecticut 06511  
(203) 387-3184,

Plaintiffs

v.

EDWARD LEVI  
University of Chicago  
1116 E. 59 Street  
Harper Library  
Chicago, Illinois 60637;

FBI  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 1/3/93 BY 9803 RDD/OWS

Civil Action No. 76-2205

JURY TRIAL DEMANDED

ENCLOSURE

62-1170-179



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, ET AL.,

Plaintiffs,

v.

EDWARD LEVI, ET AL.,

Defendants.

Civil Action No. 76-2205

<sup>FBI</sup>  
) ALL INFORMATION CONTAINED  
) HEREIN IS UNCLASSIFIED  
) DATE 9/3/93 BY 9803 RDD/OW

THIRD REQUEST FOR  
PRODUCTION OF DOCUMENTS

Pursuant to Rule 34, Fed. R. Civ. P., plaintiffs request defendants to produce the following documents for inspection and copying at the office of plaintiffs' attorney, Mark H. Lynch, Suite 301, 600 Pennsylvania Avenue, S.E., Washington, D.C. on or before February 2, 1977.

1. Documents concerning the events described in the affidavit of defendant Levi, i.e.: (a) documents generated and reviewed by the Investigation Review Unit of the Department of Justice which relate to the Unit's review of the FBI domestic security investigation of the Black Panther Party, beginning in October, 1976; (b) documents generated and reviewed by a group of senior officials of the Department of Justice who examined the FBI domestic security investigation of the Black Panther Party; and (c) documents relating to Mr. Levi's instructions to the Director of the FBI to terminate the investigation of individuals based solely upon their affiliation with The Black Panther Party.

2. All documents retained by FBI Headquarters which are indexed by name to The Black Panther Party and the other named plaintiffs which have been generated during the tenure of defendant Bell as Attorney General.



3. All documents originated by the FBI which are retained by FBI Headquarters and the California Field Offices of the FBI involving (a) the establishment, organization, purposes, conduct, and termination of the Black Nationalist Counter-intelligence Program (COINTELPRO); (b) FBI COINTELPRO documents relating to The Black Panther Party and the other named plaintiffs; (c) documents which the FBI furnished to the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities (the Church Committee) relating to the Black Nationalist COINTELPRO, The Black Panther Party COINTELPRO, and the FBI domestic security investigation of The Black Panther Party or any other named plaintiff.

4. All documents captioned under the name of plaintiff Huey P. Newton which have been originated by FBI Headquarters and California Field Offices of the FBI from 1973 to the present date.

5. All CIA documents indexed by name to The Black Panther Party and the other named plaintiffs which were generated by the CIA during the tenures of defendants Bush and Turner as Director of Central Intelligence.

6. All documents originated by the CIA which are indexed by name to the Black Panther Party and the named plaintiffs and maintained by (a) the Special Operations Group of the Counterintelligence Staff of the Directorate of Operation (Operation CHAOS), (b) the Office of Security, and (c) the Domestic Contact Service.

7. All documents originated by the Treasury Department -- including documents of the Bureau of Alcohol, Tobacco, and Firearms and the national office of the Internal Revenue Service and the San Francisco, Los Angeles, Manhattan, and Hartford District of the IRS, and the Western and North Atlantic Regions of the IRS -- which are indexed by name to The Black Panther Party and the other named plaintiffs.



8. Records concerning the events described in the affidavit of Mr. William E. Williams, i.e.: (a) records relating to a meeting held on August 21, 1974, which was attended by Mr. Williams and other IRS officials to discuss the status of the IRS examination of the income tax returns of Huey P. Newton; (b) records relating to the IRS examination of Huey P. Newton; and (c) documents originated by the former Special Services Staff of the IRS relating to The Black Panther Party and the other named plaintiffs.

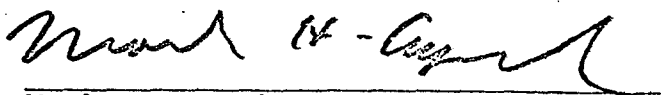
9. Department of the Army documents originated by the Army which are indexed by name to The Black Panther Party and the other named defendants.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/3/93 BY 9803 RDD/ST

10. United States Postal Service documents originated by the Postal Service -- including documents originated by its predecessor, the United States Post Office -- which are indexed by name to the Black Panther Party and the other named plaintiffs, including documents concerning the events described in Mr. Bailar's affidavit, i.e.: (a) records of, or pertaining to, the opening of any mail addressed to The Black Panther Party or any of the named plaintiffs by the United States Postal Service; and (b) records relating to the determination of the United States Postal Service on April 6, 1976 that The Black Panther Intercommunal News Service met the criteria for a second class publication and the prior determination that this publication did not meet those criteria.

DATED: Washington, D.C.  
November 2, 1977

Respectfully Submitted,



Mark H. Lynch

American Civil Liberties Union  
Foundation  
Suite 301  
600 Pennsylvania Avenue, S.E.  
Washington, D.C. 20003  
(202) 544-1861



*Bruce J. Terris (m172)*

Bruce J. Terris

1526 - 18th Street, N.W.  
Washington, D.C. 20036  
(202) 332-1882

*Fred J. Heistand (m179)*

Fred J. Heistand

Coppelman & Heistand  
Suite 217, Claremont Hotel  
Asby & Domingo Avenues  
Berkeley, California 94705  
(415) 849-4041

Attorneys for Plaintiffs



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, ET AL., )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
EDWARD LEVI, ET AL., )  
 )  
Defendants. )

Civil Action No. 76-2205

CERTIFICATE OF SERVICE

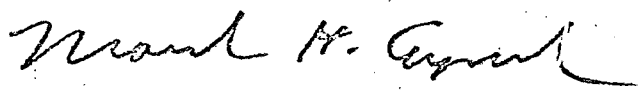
I hereby certify that a copy of the foregoing Third Request for Production of Documents was hand-delivered to Larry Gregg, Esquire, Department of Justice, Washington, D.C. 20530, and mailed first-class, postage prepaid, this 2nd day of November, 1977, to the following:

Hundley & Cacheris  
1709 N.Y. Avenue, N.W.  
Suite 205  
Washington, D.C. 20006

William L. Stauffer, Jr.  
Leonard, Cohen & Gettings  
1400 No. Uhle Street  
Courthouse Square  
P.O. Box 742  
Arlington, Va. 22216

Brian Gettings, Esquire  
Leonard, Cohen & Gettings  
1700 Pennsylvania Ave.,  
Suite 530  
Washington, D.C. 20006

Joseph E. Casey, Esquire  
1200 - 18th Street, N.W.  
Washington, D.C. 20036

  
Mark H. Lynch

Mark H. Lynch



UNITED STATES GOVERNMENT

# Memorandum

DATE: NOV 14 1977

TO : Mr. Clarence M. Kelley  
Director  
Federal Bureau of Investigation

FROM : Barbara Allen Babcock  
Assistant Attorney General  
Civil Division

SUBJECT: Black Panther Party, et al. v. Levi,  
et al. (USDC D.C.) Civil No. 76-2205

BAB:GVWhitaker:mae  
145-12-3025

(340,770)

9/12/96

SSA9803RDD/JAC

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HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RDD/BJ

Attention: Legal Counsel Division

Enclosed are a copy of Plaintiffs' Third Request for Production of Documents and a copy of a Stipulation concerning discovery in the above referenced case. The Stipulation requires the plaintiffs to withdraw their Second Request for Production of Documents, and it grants the defendants 90 days from November 2, 1977, in which to respond to the plaintiffs' Third Request. During this 90 day period, the defendants are required to release documents as they become available but not less than once every thirty days. It is our understanding that the documents requested by the plaintiffs can be produced by each of the agencies involved in this action within the specified time period.

We request that you begin immediately the process of identifying, locating and assembling the documents sought by the plaintiffs. We have enclosed a set of guidelines concerning the excision of certain information. You should note that the enclosed Stipulation contains a stipulated protective order with respect to the release of information about third parties who are not involved in this litigation. Because of this voluntary protective order, such information need not be excised from documents produced in response to the plaintiffs' Third Request. You should also note that the enclosed Stipulation requires the FBI to produce as quickly as possible all documents captioned under the name Huey P. Newton in exchange for the plaintiffs agreement to suspend Mr. Newton's pending FOIA request. If you have any questions about this agreement or about the excision of information, please contact [redacted]

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EX-137

REC-7

NOV 15 1977



NOV 28 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



Because of the parties' agreement to expand the normal 30 day response period to 90 days, it is our belief that additional time for responding to the plaintiffs' Third Request for Production of Documents will be extremely difficult to obtain. Accordingly, we request that you utilize all available resources to complete your response within the 90 day period. When documents become available for production, we request that you contact one of the above mentioned attorneys assigned to this case so that arrangements can be made for release of the documents to the plaintiffs. Objections to the plaintiffs' Request should be communicated to this office as soon as possible so that such objections can be included in the Government's final response to the Request.



on envelope only  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/13/93 BY 9803 rda/dmj  
9/12/96 #340,770  
SSA9803RAD/bk  
(340,770)

CLASSIFIED INFORMATION ENCLOSED

ENCLOSURE

62-117442-188



~~SECRET~~

#1

GUIDELINES FOR INFORMATION  
SUBJECT TO FORMAL CLAIM  
OF EXECUTIVE PRIVILEGE

1. [REDACTED] (S)

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2. Information provided by or to a foreign intelligence service or indicating a relationship between the U.S. and a foreign intelligence service.

3. Documents or information received from the [REDACTED] or sent to the [REDACTED] or the fact that such information was received or sent.

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4. Information about activities of foreign intelligence officers, operatives, or sources.

DELETION SYMBOLS TO BE USED

- A. Informant (see ¶¶ 2, 3)
- B. Other agency (see ¶ 16)
- C. Third party - individual: protect confidentiality (see ¶ 8)
- D. Third party - individual: subject to FBI investigation (see ¶¶ 7, 8(c))
- E. Third party - organization: subject of current FBI investigation (see ¶¶ 6, 9)
- F. Executive privilege
- G. Relevancy (see ¶ 15)
- H. Classification stamps (see ¶ 4)
- I. File numbers, etc. (see ¶ 1)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

9/12/96  
CLASSIFIED BY: SSA9803RDD/JAC  
REASON: 1.5 (C)  
DECLASSIFY ON: X/\_\_\_\_\_  
(340,770)

Classified by ~~9803 RDD/dmj~~ 9/13/93  
Declassify on: ~~OADR~~ #340,770



~~SECRET~~

#2

RE: THE BLACK PANTHER PARTY V. LEVI: GUIDELINES FOR  
EXCISIONS OF INFORMATION

1. Excise all file numbers and names beside file numbers except those of the plaintiffs or FBI employees (and affiliated organizations) listed in the instructions, i.e., names and file numbers on channelizing memoranda. This includes indices search slips. Do not excise routing or transmittal indicators (e.g., SF, NY, [ ] except [ ])

b2

2. Excise all informant symbol numbers, T symbol numbers, and names followed by an indication that the individual is an informant. Example: John Doe, (PRI).

3. Regarding Informant Reports:

a) If handwritten by the informant, delete entire report. Append withheld statement to excised copy of file if factual material, FBI to retype text and to produce to the extent it will not disclose the informant's identity.

b) If there are handwritten notes or initials on a report which could have been made by the informant, excise the handwriting. Append withheld statement to excised copy of file if factual material, FBI to retype text and produce to the extent it will not disclose the informant's identity.

c) If there are so few people present at a meeting attended by the informant that the release of the information would identify the informant, delete the names of those present or, if necessary, delete the entire report. Append statement.

d) If the information is of such a nature that only the informant could furnish it, delete the information. Append statement.

e) In addition to the above, information which clearly would tend to identify an informant should be deleted. Append statement.

f) If material must be deleted to protect the informant's identity for any of the reasons stated in a) to e) and legitimate national security reasons also require protection of the informant's identity, mark for a possible claim of executive privilege.

4. "Confidential", Secret and "Top Secret" stamps should be excised.

5. Information from newspaper articles or summaries of newspaper articles should NOT be excised. No Public Information to be excised.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

Classified by 9803 rad/dnj 9/13/93  
Declassify on: OADR #340,770

9/12/96  
CLASSIFIED BY: SSA 9803RAD/bk  
REASON: 1.5 (C)  
DECLASSIFY ON: X  
(340,770)



~~SECRET~~

6. Captions other than plaintiffs -- organizations:

Leave in unless to do so would disclose a matter of current investigative interest.

7. Captions other than plaintiffs -- individuals.

Delete if the captions indicate that the individual was the subject of an FBI investigation.

8. Names of third parties in body of communications.

Names of third parties should not be deleted unless:

a) Person requested confidentiality.

b) Implied confidentiality, i.e., neighbor, employer, fellow employee, employee of local police department, credit bureau, bank, etc...

c) To do so would reveal that the person was the subject of an investigation by the FBI or another Government agency unless the information in the file indicates that the facts of this investigation have been obtained through conviction, etc.

9. Characterizations.

Leave in unless organization is currently under investigation and the characterization is currently valid.

10. Mail covers.

If mail cover on plaintiff, leave all information in. If mail cover on third party, take out information regarding third party and leave in information regarding plaintiff. Delete any characterizations of the third party that would be embarrassing.

11. Mail openings.

a) Domestic mail openings by the FBI or another agency or person at the FBI's request. See

b6  
b7C

b) Any other openings are subject to consideration of formal claim of privilege.



12. Bag jobs -- break ins.

a) [REDACTED] b1

b) If home or office of plaintiff, then leave in all information.

c) If of property of third party and not within (a) above, delete names and addresses and rely on other guidelines regarding information obtained as a result of the break in.

13. TESUR/MISUR

a) If on plaintiffs, leave in.

b) [REDACTED] b1

c) If domestic on third party, individual, or organization, excise to conceal the identity of the subject of the TESUR or MISUR. If it is apparent that this tap was on a subject due to his contact or collaboration with a foreign power, then delete and note for possible claim of Executive Privilege. Membership in CPUSA does not necessarily meet this criteria.

14. FISUR.

[REDACTED] b1

15. Headquarters administrative policy.

Directions from FBIHQ regarding conducting investigations of persons or organizations other than plaintiff (or those affiliated with plaintiff, e.g., BPP community information center) should be deleted, i.e., monthly letters, stats., etc....

16. Information from other Federal and state agencies.

Delete and append third agency statements to excised copy of file.

Documents from other agencies as opposed to information contained in FBI documents do not have to be produced.

~~SECRET~~



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY,  
et al.,

Plaintiffs,

v.

EDWARD LEVI, et al.,

Defendants.

CIVIL ACTION NO.

76-2205

STIPULATION

It is hereby stipulated and agreed by the undersigned parties in the above captioned case that:

1. Pursuant to the agreement between the undersigned parties that discovery in this action will proceed in waves and the defendants having withdrawn without prejudice their pending motion for a protective order and motion to establish a litigation schedule, the plaintiffs hereby withdraw without prejudice their Second Request for Production of Documents. Plaintiffs will serve on defendants a Third Request for Production of Documents which encompasses plaintiffs' first wave of discovery and is incorporated by reference herein. Defendants will have three months to respond to the Third Request in accordance with the Federal Rules of Civil Procedure. Documents which are produced in response to the Third Request will be released to the plaintiffs as they become available at least once every thirty days during the three month period.

2. In response to the plaintiffs' Third Request for Production of Documents, the FBI will produce all documents, which are not subject to objection, captioned under the name of plaintiff Huey P. Newton which have been originated by FBI Headquarters and the California Field Offices of the FBI from 1973 to the present date. The FBI will give priority attention to the production of these documents and

FBI  
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DATE 9/13/93 BY 9803 RDD/BMS  
9/12/96 SSA 9803 RDD/JAC (340,770)



the plaintiff Newton will suspend his pending FOIA request to the FBI.

3. The plaintiffs and their counsel of record in this litigation shall not disclose to any other person any documents produced by the defendants pursuant to discovery herein which would identify persons who are not parties to this litigation, unless and until plaintiffs file a sworn release from any such persons permitting disclosure.

Approved:

UNITED STATES DISTRICT JUDGE

*Mark H. Gault*

ATTORNEY FOR PLAINTIFFS

*Nov. 2, 1987*

*Larry L. Goss*

ATTORNEY FOR DEFENDANTS

Edward H. Levi, Griffin B. Bell,  
Clarence M. Kelley, Admiral  
Stansfield Turner, George Bush,  
William E. Colby, Richard Helms,  
W. Michael Blumenthal, William E.  
Simon, Rex D. Davis, Harold A.  
Serr, William E. Williams,  
Donald C. Alexander, Johnnie M.  
Walters, Randolph W. Throver,  
Clifford Alexander, Howard H.  
Calloway, Harold R. Aaron,  
Benjamin F. Bailar, Winton M.  
Blount, Tom Charles Huston,  
John Mitchell, Robert Mardian  
United States of America



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 11/15/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA   
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: *TL9/308* SAC, LOS ANGELES (62-7788) (RUC) (15)

RE: BLACK PANTHER PARTY,  
 ET AL, V. EDWARD LEVI,  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 11/21/77

Re Bureau airtel to Los Angeles, Sacramento,  
 San Diego and San Francisco 11/7/77.

A review of files of the Los Angeles Division was made under the name and variations of the name of HUEY PERCY NEWTON, for the period of time from 1/1/73, to 1/1/74, and it was determined there are no documents in the files which were originated by the Los Angeles Division. (X)

Additionally, the file review failed to show that any electronic surveillance had been conducted by the Los Angeles Division subsequent to 1/1/73, on HUEY P. NEWTON.

3 - Bureau  
 1 - Los Angeles

HLG:mmw  
 (4)

*Encl CC-5438*

EX-114  
 REC-50  
 62-117442-180X  
 21 NOV 23 1977  
 ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/BKT

b6  
 b7C

Approved: 57Transmitted \_\_\_\_\_  
 (Number) (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 11/15/77

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA   
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: *TLG/AR* SAC, LOS ANGELES (62-7788) (RUC) (15)

RE: BLACK PANTHER PARTY,  
 ET AL, V. EDWARD LEVI,  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED 11/21/77

Re Bureau airtel to Los Angeles, Sacramento,  
 San Diego and San Francisco 11/7/77.

A review of files of the Los Angeles Division  
 was made under the name and variations of the name of  
 HUEY PERCY NEWTON, for the period of time from 1/1/73,  
 to 1/1/74, and it was determined there are no documents  
 in the files which were originated by the Los Angeles  
 Division.

Additionally, the file review failed to show  
 that any electronic surveillance had been conducted by  
 the Los Angeles Division subsequent to 1/1/73, on HUFY  
 P. NEWTON.

EX-136  
 REC-66

7 NOV 28 1977

③ - Bureau  
 1 - Los Angeles

HJG:rmw  
 (4)

b6  
 b7C

ALL INFORMATION CONTAINED NAME *TLG/AR*  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RCD/BJ

1 CC + Encl - 5438

Approved: *911*  
 70 SEP 1 1978

Transmitted \_\_\_\_\_ (Number) \_\_\_\_\_ (Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 11/21/77

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA [REDACTED] SPECIAL PROJECTS  
 REVIEW UNIT, SPECIAL INVESTIGATIVE DIVISION)

FROM: SAC, SAN FRANCISCO (62-7035)

SUBJECT: BLACK PANTHER PARTY,  
 ET AL  
 V.  
 EDWARD LEVI,  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NUMBER 76-2205

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/OMJ

Re Bureau airtel to San Francisco, et al, dated  
 11/7/77.

Enclosed herewith are five (5) numbered packets  
 containing two (2) copies each of documents requested in  
 re airtel in each of the five (5) San Francisco main case  
 files on HUEY P. NEWTON.

SF Elsur check determined no electronic  
 surveillance directed at HUEY P. NEWTON at his residences  
 subsequent to 1/1/73.

ENCLOSURE

② - Bureau (Encs. 5)  
 1 - San Francisco  
 RLW:bmc  
 (3)

1 AUG 16 1978

b6  
 b7c

1cc + Encs. 5438

Approved: \_\_\_\_\_ Transmitted \_\_\_\_\_ Per \_\_\_\_\_  
 (Number) (Time)



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI  
ATTN: Legal Counsel Division  
FROM : SAC, WFO (62-10991) (P)

DATE: 12/13/77

SUBJECT: BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET. AL.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BJT

Remylet dated 9/20/77.

Civil Docket 76-2205, U. S. District Court for the  
District of Columbia (USDCDC) was reviewed on 12/12/77  
The following pertinent entries were noted:

11/15/77 - Stipulation agreement between the  
parties on certain discovery in this  
action which will proceed in waves and  
the defts, having withdrawn without  
prejudice their pending motion for  
protective order and motion to establish  
a litigation schedule, approved.

11/22/77 - Answers of the United States and GRIFFIN  
BELL, CLARENCE M. KELLEY, Admiral STANSFIELD  
TURNER, W. MICHAEL BLUMENTHAL, REX DAVIS,  
JEROME KURTZ, WILLIAM E. WILLIAMS,  
CLIFFORD ALEXANDER, HAROLD R. ARRON, and  
BENJAMIN BAILOR in their respective  
capacities to the amended complaint.

WFO will follow captioned matter in USDCDC.

2 - Bureau  
1 - WFO  
BAO:mkg

(3)

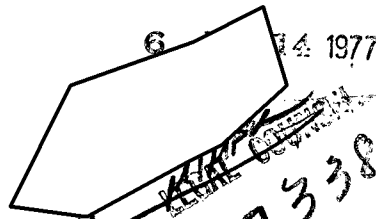
100-7330



DEC 20 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

REC-46  
ST-132



b6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO : Assistant Director *M*  
Criminal Investigative Division

DATE: 12/7/77

FROM : Legal Counsel *JM*

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 R/S

PURPOSE: To request a file review for documents responsive to Paragraph 3(a) of Plaintiffs' Third Request for Production of Documents, a copy of which is attached hereto.

SYNOPSIS AND DETAILS: Captioned lawsuit was filed in the United States District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high-level Governmental officials to ruin the Black Panther Party (BPP) politically and financially. The Complaint demands in excess of one million dollars in general and punitive damages, plus statutory damages for electronic interceptions provided in Title 18, USC, Section 2520. The Government and the plaintiffs have entered into a stipulation wherein they agreed that discovery in this action would proceed in waves with plaintiffs substituting the attached Third Request for their previous document request. Defendants will have three months to respond to this request with documents being released as they become available, and at least once every month during this three-month period. Specifically, Paragraphs 2, 3 and 4 deal with documents in the custody of the FBI.

(CONTINUED - OVER)

## Enclosure

1 - Mr. Mintz  
1 -   
1 - Civ. Lit. Unit  
MFK:jp  
(4)

SEE CID ADDENDUM,  
PAGE THREE

SEE SID ADDENDUM,  
PAGE THREE.



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Memo Legal Counsel to Criminal Investigative Division  
Re: The Black Panther Party...

It is recommended that a person knowledgeable with the former FBI investigation of the BPP be consulted in locating the documents responsive to part 3(a) of the attached document request, specifically, all documents originated by the FBI at the four California FBI Offices and at FBI Headquarters involving the establishment, organization, purposes, conduct, and termination of the Black Nationalist Counterintelligence Program. One copy of each such document should be furnished to the Special Projects Review Unit (SPRU), Special Investigative Division (SID), which has been assigned the task of excising the documents produced in this lawsuit. The attached discovery request has previously been brought to the attention of [redacted] SPRU, SID.

b6  
b7C

RECOMMENDATIONS:

(1) That the Criminal Investigative Division, Domestic Security-Terrorism Section, conduct a file review as outlined above and furnish SPRU with all pertinent documents.

*JCF*

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Off. of Cong. & Public Affs. _____
Director _____	Ident. & Rec. _____	Intell. _____
Asso. Dir. _____	Plan. & Insp. _____	Rec. Mgmt. _____
Dep. AD Adm. _____	Spec. Inv. _____	Training _____
Dep. AD Inv. _____	Laboratory _____	Off. of Int. Affs. _____

*JCF*

(2) That SPRU process these documents for excisions consistent with guidelines previously furnished.

*JCF*

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Off. of Cong. & Public Affs. _____
Director _____	Ident. & Rec. _____	Intell. _____
Asso. Dir. _____	Plan. & Insp. _____	Rec. Mgmt. _____
Dep. AD Adm. _____	Spec. Inv. _____	Training _____
Dep. AD Inv. _____	Laboratory _____	Off. of Int. Affs. _____

*JCF*



ADDENDUM: CRIMINAL INVESTIGATIVE DIVISION (CID) PEN: tac 12/12/77

The Domestic Security - Terrorism Section (DS-T) of the Criminal Investigative Division (CID) will make available to the Legal Counsel Division, Special Agent [redacted] for the purpose of consultations in locating documents in response to requests by plaintiffs in this matter. It is noted that in a previous conference attended by personnel of the DS-T Section, CID; the Legal Counsel Division; Deputy Associate Director Mr. J. B. Adams and personnel of the Special Case Review Unit, with respect to the handling of the massive lawsuit brought by the American Civil Liberties Union (ACLU), Mr. Adams specifically instructed that the substantive divisions within the CID were not to become involved in undertaking of extensive file research necessary to locate Bureau documents in conjunction with any civil litigation matters. The request for the location of documents contained in the attached would entail many man-hours of file review and research which, in addition to being contrary to instructions by Mr. Adams, would undoubtedly tie-up a number of agent and clerical personnel whose present assignments are the handling of substantive Domestic Security and Criminal matters.

b6  
b7C

It is therefore the opinion of the DS-T, CID, that appropriate file research involved in this request be handled by personnel of the Legal Counsel Division with, as indicated above, the able assistance of SA [redacted]

b6  
b7C

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Plan. & Insp. _____
Director _____	Ident. _____	Rec. Mgmt. _____
Asst. Dir. _____	Intell. _____	Tech. Servs. _____
Dep. AD Adm. _____	Laboratory _____	Training _____
Dep. AD Inv. _____		Public Affs. Off. _____

ADDENDUM: SPECIAL INVESTIGATIVE DIVISION

KVH:jml 12-14-77

This is a matter which is normally handled by the Special Projects Review Unit and the appropriate file reviews will be done by that Unit.

KVH/DTT

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Plan. & Insp. _____
Director _____	Ident. _____	Rec. Mgmt. _____
Asst. Dir. _____	Intell. _____	Tech. Servs. _____
Dep. AD Adm. _____	Laboratory _____	Training _____
Dep. AD Inv. _____		Public Affs. Off. _____



TELETYPE

ROUTINE

EFTO

FEBRUARY 23, 1978

FM DIRECTOR (62-117442)

TO LOS ANGELES

SACRAMENTO

SAN DIEGO

SAN FRANCISCO

BT

E F T O

① BLACK PANTHER PARTY, ET AL VS. EDWARD LEVI, ET AL,

U.S.D.C., D.C., CIVIL ACTION NUMBER 76-2205 BUDED

MARCH 6, 1978

RE FBIHQ A/T TO ABOVE OFFICES DATED NOVEMBER 7, 1977.

CAPTIONED LAWSUIT FILED IN U.S. DISTRICT COURT ON  
DECEMBER 1, 1976 ALLEGING CONSPIRACY ON PART OF HIGH-LEVEL  
GOVERNMENT OFFICIALS TO RUIN BLACK PANTHER PARTY (BPP)  
POLITICALLY AND FINANCIALLY.

REFERENCED A/T REQUESTED CAPTIONED OFFICES TO FURNISH  
FBIHQ WITH ALL DOCUMENTS CAPTIONED UNDER THE NAME OF PLAINTIFF  
HUEY P. NEWTON FROM 1973 TO PRESENT. THE THIRD REQUEST FOR

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

WDB:dc\*dc  
(7)

REC-94 (SEE NOTE - PAGE 3)

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

22653  
TELETYPE

MAIL ROOM ☐

TELETYPE UNIT ☐

1 - Mr. Mintz

Attn: [REDACTED]

1 - [REDACTED]

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DWJ

2 FEB 24 1978

b6  
b7C

FBI/DOJ



PAGE TWO 62-117442 EFTO

DOCUMENTS IN THIS CASE WHICH INCLUDED NEWTON DOCUMENTS ALSO REQUESTED ALL BLACK NATIONALIST COINTELPRO DOCUMENTS RELATING TO THE BPP. DEPARTMENTAL ATTORNEY HAS ADVISED THAT THE CALIFORNIA OFFICES WERE INCLUDED IN THIS REQUEST AS WELL AS FOR NEWTON DOCUMENTS WHICH WERE PREVIOUSLY FURNISHED. THEREFORE, EACH RECEIVING OFFICE IS INSTRUCTED TO REVIEW ITS FILE ON BLACK NATIONALIST COINTELPRO AND FORWARD TO FBIHQ TWO CLEAN, LEGIBLE XEROXED COPIES OF DOCUMENTS CONTAINED THEREIN, WHICH WERE ORIGINATED BY THE RESPECTIVE FIELD OFFICE AND WHICH HAVE NOT BEEN PREVIOUSLY RECEIVED BY FBIHQ RELATING TO THE BPP AND NAMED PLAINTIFFS.

EACH OFFICE SHOULD SUBMIT TWO IDENTICAL SETS OF DOCUMENTS ON FILE BACKS, ARRANGED IN DATE ORDER. THESE SHOULD BE SUBMITTED UNDER COVER AIRTEL MARKED FOR ATTENTION OF SA  SPECIAL PROJECTS REVIEW UNIT, RECORDS MANAGEMENT DIVISION. MATERIAL SHOULD BE SENT TO REACH FBIHQ BY COB 3/6/78. NO EXCISION OR CLASSIFICATION REVIEW NEED BE CONDUCTED BY YOUR OFFICE.

BT

b6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO: *NS*  
*gpr* DIRECTOR, FBI  
ATTN: LEGAL COUNSEL DIVISION

DATE: 2/23/78

FROM: SAC, WFO (62-10991) (P)

SUBJECT: BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

Remylet dated 12/13/77.

Enclosed for the Bureau is one xerox copy of the  
current docket sheet as of 2/13/78.

WFO will follow and report.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BDD/DWJ

EX-111

REC 58

62-117442-184

2 - Bureau (Enc. 1)

1 - WFO

GEO:mkg

(3)

ICC 7338

7338 *mu/m/m*

b6  
b7c



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



## CIVIL DOCKET NOTIFICATION SHEET

PLAINTIFF

THE BLACK PANTHER PARTY, ET AL.

DEFENDANT

EDWARD LEVI, ET AL.

DOCKET NO 75-1295

PAGE 9 OF 10 PAGES

1977

- Dec 23 RESPONSE of pltf. Black Panther Party to deft. George C. Moore's first request for production of documents; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. Black Panther Party to deft. George C. Moore's interrogatories; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. Donald Freed to interrogatories of deft. George C. Moore; c/s 12-20-77.
- Dec 23 ANSWER of pltf. Father Earl Neil to interrogatories of deft. George C. Moore; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. John and Elizabeth Huggins to interrogatories of deft. George C. Moore; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. Thomas and Flora Gladwin to interrogatories of deft. George C. Moore; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. Berton Schneider to interrogatories of deft. George C. Moore; c/s 12-20-77.
- Dec 23 ANSWERS of pltf. Huey P. Newton to interrogatories of deft. George C. Moore; c/s 12-20-77.

1978

- Jan 19 STIPULATION allowing pltf. to Jan 26, 1978 to file a motion for a protective order in response to all depositions that have been noticed to date by deft., George C. Moore, approved. (1)  
SMITH, J.
- Jan 26 MOTION by pltf., Donald Freed, Berton Schneider, Thomas & Flora Gladwin, John George, Father Earl Neil & John & Elizabeth Huggins for a protective order; P&A's; exhibit 1;  
c/m 1-26-78.
- Jan 27 SUGGESTION by William C. Sullivan of death upon the record of William C. Sullivan; c/m 1-26-78.
- Jan 31 REQUEST (first) by federal defts. to pltf., Black Panther Party for production of documents; c/m 1-31-78.
- Jan 31 INTERROGATORIES (first) by federal defts. to pltf., Black Panther Party; c/m 1-31-78.
- Feb 02 MOTION by deft. #7 for order compelling answers to interrogatories by pltf., Elaine Brown & John George; P&A's; table of authorities; statement of facts; exhibits A & B; c/m 2-1-78.

SEE OVER

DOCKETED BY 11/78

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93

9803 RDD/AMS

ENCLOSURE

184



## CIVIL DOCKET CONTINUATION SHEET

FBI-MAR

PLAINTIFF THE BLACK PANTHER PARTY, et al.	DEFENDANT MARSHALL, et al.	DOCKET NO. <u>76-20</u> PAGE <u>10</u> OF <u>10</u> PAGES
--	-------------------------------	--

DATE	NR	PROCEEDINGS
1978		
Feb	02	MOTION by deft. #7 for order compelling pltf. to answers to certain interrogatories; P&A's; table of authorities; statement of facts; c/m 2-1-78.
Feb	02	MOTION by deft. #7 for order compelling pltf. for production of documents; P&A's; table of authorities; statement of facts; c/m 2-1-78.
Feb	02	MOTION by federal defts. to enlarge time for responding to third request of pltf. for production of documents, time having expired; P&A's; c/m 2-3-78.
Feb	06	MOTION of deft., George C. Moore in opposition to motion of pltf. for a protective order; table of authorities; P&A's; c/m 2-3-78.
Feb	09	OPPOSITION of defts., except defts., Moore & Sullivan, to motion of pltf. for a protective order; c/m.
Feb	10	ANSWERS by pltf., John George to interrogatories of deft., George C. Moore; c/m 2-9-78.



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☐ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

A I R T E L

Date 11/18/77

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Insp.	_____
Intell.	_____
Lab.	_____
Legal Coun.	_____
Off. Cong. & Public Affs.	_____
Rec. Mgmt.	_____
Tech. Serv.	_____
Training	_____
Off. Liaison & Int. Affs.	_____

TO:

DIRECTOR, FBI (62-117442)

(ATTN: SA [redacted])

SPECIAL PROJECTS REVIEW UNIT,  
 SPECIAL INVESTIGATIVE DIVISION)

FROM:

SAC, SACRAMENTO (62-561) (P\*)

SUBJECT:

BLACK PANTHER PARTY;

ET AL v.

EDWARD LEVI;

ET AL

(U.S.D.C., D.C.)

CIVIL ACTION NO. 76-2205

BUDED: 11/21/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDP/DMJ

ReBuairtel to LA, 11/7/77.

A review of all pertinent communications originated by Sacramento between 1/1/73 and 1/1/74 has failed to disclose any such communications which were captioned "HUEY P. NEWTON," or any variations thereof.

REC-33

6 MAR 8 1978

3 - Bureau  
 1 - Sacramento  
 JJF/mlr  
 (4)

b6  
b7C

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile

XXX Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 11/10/77

TO: DIRECTOR, FBI (62-117442)  
 ATTENTION: SPECIAL AGENT   
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
b7C

FROM: SAC, SAN DIEGO (62-2318)(P)

SUBJECT: BLACK PANTHER PARTY;  
 ET AL  
 VS  
 EDWARD LEVI;  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 BUDED: 11/21/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/98 BY 9803 RDD/lonj

Re Bureau airtel dated 11/7/77.

On 11/10/77, a review of the San Diego files indicates that San Diego has only one main file captioned HUEY P. NEWTON, SD File 157-525.

A review of this file indicates that the last serial in this file is dated 4/18/72, therefore, San Diego has no material which falls within the criteria set out in referenced communication.

As previously reported, San Diego has had no type of electronic surveillances concerning HUEY P. NEWTON.

EX-107

REC-30

9 NOV 14 1977

② - Bureau  
 1 - San Diego  
 JRR:mlr  
 (3)

100-54574

b6  
b7CApproved: [Signature]

Transmitted \_\_\_\_\_ (Number) (Time)

Per \_\_\_\_\_



UNITED STATES GOVERNMENT

# Memorandum

TO : Assistant Director  
Records Management Division

FROM : Legal Counsel

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

DATE: 2/2/78

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

PURPOSE: To request authority to release copies of "The Black Panther" to Departmental Attorney [redacted] for his review in preparing interrogatories to plaintiffs.

SYNOPSIS AND DETAILS: Captioned lawsuit was filed in the United States District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high-level Governmental officials to ruin the Black Panther Party (BPP) politically and financially. The Complaint demands in excess of one million dollars in general and punitive damages, plus statutory damages for electronic interceptions provided in Title 28, United States Code, Section 2520.

In connection with the preparation of interrogatories to plaintiffs to be propounded on behalf of the federal defendants in captioned lawsuit, [redacted] Civil Division, Department of Justice (DOJ), wishes to review the weekly BBP newspaper "The Black Panther," copies of which are maintained by this Bureau as a bulky exhibit to the BBP investigation file.

This Bureau maintains only one copy each of approximately 500 issues of this publication dated between May, 1967 and December, 1976, and each is marked "DO NOT DISSEMINATE, ROOM 804 COPY." [redacted] wishes to review these publications in his office in the Main Justice Building, Room 3330. If authority is granted, and in accordance

- 1 - Mr. Bassett
- 1 - Mr. Mintz
- 1 - Civil Litigation Unit

EX-101

REC-13

APR 14 1978

MFK:pln  
(4)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/ST



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

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FBI/DOJ



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REF

guf

1932-33

Fig. 6. 2.

~~\_\_\_\_\_~~

Page 12

Page. \_\_\_\_\_

~~SECRET~~

Int'l. \_\_\_\_\_

755. 6225.

## Inventory

Training\_\_\_\_\_

Page 10 of 10

~~SECRET~~  
~~PURPLE SOURCE~~  
~~TOP SECRET~~  
~~CONFIDENTIAL~~



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☒ CLEAR

Date 9/13/77

TO: DIRECTOR, FBI  
 (ATTENTION: LEGAL COUNSEL DIVISION, LEGAL  
 RESEARCH UNIT)

FROM: SAC, SAN FRANCISCO (66-3564A)

SUBJECT: PEOPLE OF THE STATE OF CALIFORNIA

HUEY P. NEWTON

Municipal Court for the  
 Oakland/Piedmont Judicial District  
 County of Alameda  
 State of California  
 Case No. 64624A  
 Subpoena For 9/8/77

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RCL/duj (X)

Re San Francisco airtel to the Bureau dated 9/2/77.

Enclosed herewith for the Bureau is one (1) copy of a nine-page document entitled, "Declaration of David McNeil Morse". Document was delivered to San Francisco Division on 9/5/77 and is apparently intended to supersede and make minor corrections in document of same title previously forwarded to Bureau as attachment to captioned subpoena.

EX-113

REC-125

7 SEP 16 1977

② - Bureau (Enc. 1)  
 2 - San Francisco  
 RLW/pkv  
 (4)

ENCLOSURE

LEGAL COUNSEL

Approved: \_\_\_\_\_

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



SF 66-3564A  
RLW/pkv

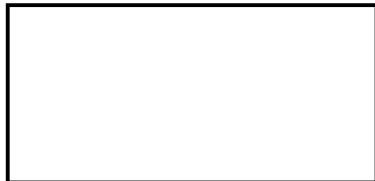
On 9/8/77, AUSA ERIC SWENSON, San Francisco, appeared in captioned court and requested a delay under 28 CFR, Section 16.25. Matter continued until 9/29/77 at 1:30 p.m.

USA JAMES BROWNING, San Francisco, has been in touch with Departmental Attorney [redacted] Civil Division (ext. 4686), who is apparently going to coordinate this matter.

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It has been suggested to USA BROWNING that subpoena should be resisted under the theory of a complete lack of relevance between the [redacted] and the murder of KATHLEEN SMITH on the one hand, and the allegations against the FBI contained in documents filed in support of captioned subpoena on the other hand.

In anticipation of this approach being taken at a later date, San Francisco has reviewed office indices and files on the following individuals:



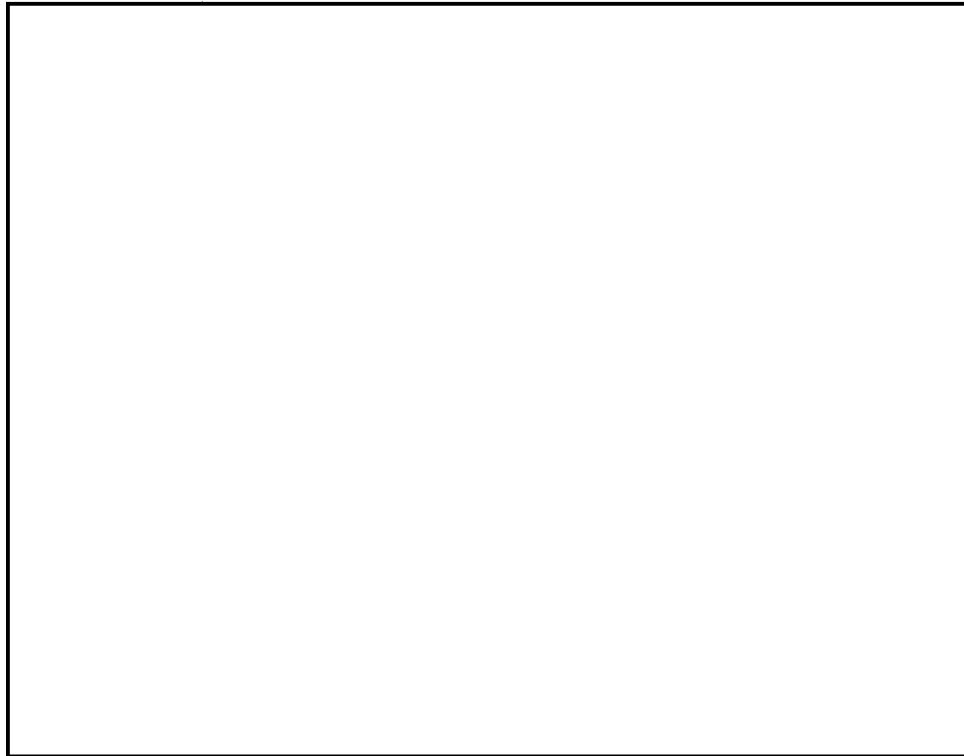
KATHLEEN SMITH  
Negro  
Female  
dob 3/5/77  
(homicide victim)

b6  
b7C





SF 66-3564A  
RLW/pkv



b6  
b7C

San Francisco review determined that none of the above individuals were ever employees or informants of the FBI, and none have ever been personally contacted by or in contact with Bureau Agents. San Francisco requested similar search be conducted on above individuals, excluding [redacted] by Name Check Section at FBI Headquarters. On 9/9/77, FBI Headquarters advised indices negative on above individuals.

At USA BROWNING's suggestion, affidavits being prepared at San Francisco regarding above file review results for possible future use in resisting subpoena.

Bureau will be kept advised of further developments.



Law Offices  
SHELDON OTIS  
1632 Union Street  
San Francisco  
California 94123  
415-885-5912

Attorney for HUEY P. NEWTON

<sup>FBI</sup>  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/AMJ

MUNICIPAL COURT OF THE STATE OF CALIFORNIA  
COUNTY OF ALAMEDA, OAKLAND-PIEDMONT JUDICIAL DISTRICT

PEOPLE OF THE STATE OF  
CALIFORNIA,

Plaintiff,

v.

HUEY P. NEWTON,

Defendant.

No. 64624A

DECLARATION OF  
DAVID McNEIL MORSE

I, David McNeil Morse, declare as follows:

1. I am an attorney associated with the Law Offices of Sheldon Otis, counsel of record for Huey P. Newton in the above captioned case.

2. Pursuant to the attached Subpoena Duces Tecum, and to the extent that such information, records, documents, or other writings, are in your actual or constructive possession, available to your agency or obtainable from local or other offices, headquarters, or archives of your agency, you are



1 required to provide the materials requested below:

2  
3 A. The contents of and any and all records, documents,  
4 or other writings, concerning the occupation and rental of  
5 Apartment 25B at 1200 Lakeshore Drive, Oakland, California, by  
6 any person employed by, an agent of, or with any connection to,  
7 the United States government, from the time Huey P. Newton first  
8 occupied Apartment 25A at 1200 Lakeshore Drive, Oakland, California  
9 in November 1970, through August 18, 1974.

10 B. The contents of and any and all records, documents,  
11 or other writings, concerning the interception or surveillance,  
12 by electronic means or otherwise, of any wire or oral communication  
13 of Huey P. Newton while Huey P. Newton was present at or in  
14 contact with, any person at or in 1200 Lakeshore Drive, Oakland,  
15 California.

16 C. The contents of and any and all records, documents,  
17 or other writings, concerning the interception or surveillance,  
18 by electronic means or otherwise, of any wire or oral communication  
19 of any person while such person was present at or in Apartment  
20 25A, Lakeshore Drive, Oakland, California, from the time Huey P.  
21 Newton first occupied the Apartment in November 1970, through  
22 August 18, 1974.

23  
24 D. The contents of and any and all records, documents,  
25 or other writings, concerning the interception or surveillance,  
26 by electronic means or otherwise, of any telephone call to or



1 from the following telephone numbers:

2 415-762-0202

3 415-762-0203

4 415-763-1919

5 Automobile telephone QJ3-4605

6 for the period of November 1970 to August 18, 1974.

7 E. The contents of and any and all records, documents,  
8 or other writings, concerning any action, activity, intelligence  
9 gathering or omission described, mentioned by or referred to,  
10 by the United States Senate Select Committee to Study Governmental  
11 Operations With Respect to Intelligence Activities (the Church  
12 Committee) in relation to Huey P. Newton from 1967 to the present.  
13

14 F. The contents of and any and all records, documents,  
15 or other writings, concerning the interception or surveillance,  
16 by electronic means or otherwise, of any wire or oral communication  
17 of Huey P. Newton from 1967 to the present.

18 G. The contents of and any and all records, documents,  
19 or other writings, concerning the interception or surveillance,  
20 by electronic means or otherwise, of any wire or oral communication  
21 of Robert Heard during calendar year 1974.  
22

23 H. The contents of and any and all oral records,  
24 documents, or other writings concerning the surveillance of a  
25 red 1973 Oldsmobile, California license plate No. 018-JIE, from  
26 July 29, 1974 to August 18, 1974.



1 I. The contents of and any and all records, documents,  
2 or other writings pertaining to the interception or opening of  
3 mail sent to or by Huey P. Newton from 1967 to August 18, 1974.

4 J. The contents of and any and all records, documents,  
5 or other writings pertaining to breaking and entering into any  
6 residence or vehicle owned by or in the possession or custody or  
7 being used by Huey P. Newton or Robert Heard from 1967 to August  
8 18, 1974.

9  
10 K. The contents of and any and all records, documents,  
11 or other writings, concerning the employment or use of Roger M.  
12 Duclot as an agent or informant, paid or unpaid, by any United  
13 States government agency.

14 L. The contents of and any and all records, documents,  
15 or other writings, concerning the interception or surveillance,  
16 by electronic means or otherwise, of any wire or oral communication  
17 or movements of Huey P. Newton by J.J. Newberry, an Agent of the  
18 Alcohol, Tobacco & Firearms Division of the United States  
19 Treasury Department, during the period from September 1973  
20 through August 18, 1974.

21  
22 M. The contents of and any and all records concerning  
23 any interception or surveillance, by electronic means or otherwise,  
24 of any wire or oral communication of the following counsel for  
25 Huey P. Newton, and any evidence derived therefrom, for the  
26



1 periods set forth during which they were representing Mr. Newton:

2

3

a. Charles Garry, from 1967 to the present;

4

b. David Lubbell, from 1971 to 1973; ,

5

6

c. Sheldon Otis, from May 1977 to the present.

7

8 3. Through the attached Subpoena Duces Tecum, Mr.  
9 Newton basically seeks from federal agencies that material which  
10 has been granted to him as to State agencies by Court Order  
11 entered on August 22, 1977, in the above captioned case (attached  
12 hereto as Exhibit A, and incorporated herein by reference).

12

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4. In addition to this material, Mr. Newton makes  
additional specific requests based on the recently obtained  
Declaration of Walter W. Niles (attached hereto as Exhibit B  
and incorporated herein by reference) pertaining to electronic  
surveillance conducted from the apartment adjacent to the  
apartment occupied by Mr. Newton at 1200 Lakeshore Drive,  
Oakland, California.

20

21

22

23

24

25

26

5. The existence of material sought by Mr. Newton  
through the attached Subpoena Duces Tecum is established beyond  
any doubt through the Niles Declaration and additional Declarations  
previously filed with the Court in the above captioned matter  
(attached hereto as Exhibits C through G, and incorporated herein  
by reference).



1           a. As to Item A sought through the attached  
2 Subpoena, the existence of this material is established by the  
3 Niles Declaration (Exhibit B), the Otis Declaration (Exhibit C)  
4 (referring to authorization by a federal law enforcement agency  
5 to pay the rent on Apartment 25B, 1200 Lakeshore Drive, Oakland,  
6 California), and the Weinglass Declaration (Exhibit E) (referring  
7 to United States Attorney General's authorization to the FBI  
8 for telephone and microphone surveillance of Apartment 25A,  
9 1200 Lakeshore Drive, Oakland, California).

10  
11           b. As to Item B, existence of this material is  
12 established by the Niles Declaration (Exhibit B), the Otis  
13 Declaration (Exhibit C), the Weinglass Declaration (Exhibit E),  
14 the Huey P. Newton Declaration (Exhibit D) (referring to evidence  
15 of phone taps).

16           c. As to Item C, the existence of this material  
17 is established by the Declarations referred to in paragraph 5.a.  
18 above.

19  
20           d. As to Item D, the existence of this material  
21 is established by the Weinglass Declaration (Exhibit E) and the  
22 Huey P. Newton Declaration (Exhibit D) (referring to the telephone  
23 numbers of telephones used in Apartment 25A, 1200 Lakeshore Drive,  
24 Oakland, California).

25           e. As to Item E, the existence of this material is  
26 established by the Otis Declaration (Exhibit C) (referring to



1 information contained in the Church Committee Report).

2  
3 f. As to Item F, the existence of this material is  
4 established by the Huey P. Newton Declaration (Exhibit D), and  
5 this material was included in the Court's August 22, 1977 Discovery  
6 Order as to State agencies (Exhibit A, Item 29). ✓

7  
8 g. As to Item G, the existence of this material is  
9 established by the testimony of Oakland Police Officers George  
10 Whitfield and Richard Tyson during the trial of People v Robert  
11 Heard, Alameda County Superior Court No. 58167 (referring to  
12 testimony regarding the activities of Special Agent J.J. Newberry  
13 of the Alcohol, Tobacco & Firearms Division of the United States  
14 Department of the Treasury), and (this request is narrower than  
15 that granted) by the Court as to State agencies (Exhibit A, Item 29).

16  
17 h. As to Item H, existence of this material is  
18 established by the testimony of Douglas Krathwohl in the trial  
19 of People v Robert Heard, Alameda County Superior Court No. 58167,  
20 and (this material was included in the Court's Discovery Order)  
as to State agencies (Exhibit A, Item 31).

21  
22 i. As to Item I, the existence of this material  
23 is established by the Gwen Newton Declaration (Exhibit F) (referring  
24 to evidence of unauthorized mail opening), and (this material was  
25 included in the Court's Discovery) Order as to State agencies  
26 (Exhibit A, Item 32).

j. As to Item J, the existence of this material is



1 established by the Huey P. Newton Declaration (Exhibit D), and the  
2 Gwen Newton Declaration (Exhibit F), and this material was  
3 included in the Court's (Discovery) Order as to State agencies  
4 (Exhibit A, Item 33).

5  
6 k. As to Item K, the existence of this material  
7 is established by the Niles Declaration (Exhibit B).

8 l. As to Item L, the existence of (this material)  
9 is established by the testimony of Oakland Police Officers George  
10 Whitfield and Richard Tyson referred to in paragraph 5.g. above.

11 m. As to Item M, the existence of this material  
12 is established by the Huey P. Newton Declaration (Exhibit D) and  
13 the Otis Declaration (Exhibit C), and the Lubbell Declaration  
14 (Exhibit G).

15  
16 6. The material requested in the attached Supboena  
17 Duces Tecum is being sought during the discovery stage of  
18 proceedings in the above captioned case. The information sought  
19 is material, at this stage, to the following issued in this case:

20 a) The information is relevant, or could lead to  
21 the discovery of evidence that is relative to a defense that the  
22 charges are the product of a conspiracy by and between law  
23 enforcement officials to charge Mr. Newton with crimes which he  
24 did not, and which law enforcement officials are aware he did  
25 not, commit.  
26



1                   b) The information is also relevant to, or could  
2 lead to discovery of evidence relevant to pre-trial suppression  
3 hearings.

4  
5                   c) Finally, the information is relevant to, or  
6 could lead to discovery of evidence relevant to a motion to  
7 dismiss for governmental or prosecutorial misconduct.

8                   7. I am informed and believe that the person to whom  
9 the attached Subpoena Duces Tecum is directed has in his possession  
10 or under his control the items specified in this Declaration.

11                   I declare (under penalty of perjury that the foregoing  
12 is true and correct, except as to those matters which are stated  
13 on my information and belief, and as to those matters, I believe  
14 them to be true.)  
15

16  
17 DATED: September 2, 1977

  
\_\_\_\_\_  
DAVID McNEIL MORSE



UNITED STATES GOVERNMENT

# Memorandum

TO : Mr. Fehl

DATE: 7/22/77

FROM :

b6  
b7C

SUBJECT: BLACK PANTHER PARTY, et al. v.  
EDWARD LEVI, et al.  
(U.S.D.C, D.C.)  
CIVIL ACTION NO. 76-2205

PURPOSE:

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 [signature]

To set forth certain current and anticipated needs of Special Projects Review Unit (SPRU), Name Check Section (NCS), Special Investigative Division (SID), in connection with civil suit filed by Black Panther Party (BPP) in U.S. District Court (USDC), Washington, D.C., 12/1/76.

SYNOPSIS:

BPP filed a civil suit in USDC, Washington, D.C., 12/1/76, alleging the FBI and other Government agencies and officials conspired to destroy BPP. Court ordered that discovery be completed by 9/25/77. Survey of all offices and Legats determined approximately 1.5 million pages of material exists concerning BPP and ten named plaintiffs. Considering unrealistic deadline, Departmental Attorney requested the Bureau begin processing for production those documents dated after 1/1/74. Six Legal Clerks from various Divisions have been recommended for assignment to this Unit to handle reviews. Estimate of number of additional Legal Clerks needed to process material set forth. As an example, 35 Legal Clerks reviewing 175 pages per day could complete review of estimated pages in approximately one year.

GJL:rsm (11)

Continued - Over

- 1 - Mr. Adams
- 1 - Mr. McDermott
- 1 - Mr. Mintz
- 1 - Mr. Decker
- 1 - [redacted]

- 1 - Mr. Long
- 1 - Mr. Fehl
- 1 - [redacted]
- 1 - [redacted]
- 1 - [redacted]



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

FBI/DOJ



Memorandum to Mr. Fehl  
Re: Black Panther Party, et al. v.  
Edward Levi, et al.

RECOMMENDATION:

That approval be given for SPRU to select 29 additional Legal Clerks to be trained and utilized in handling this review.

*Manpower Survey  
(Supplies Personnel) Agree;  
KUN M 2/4*

APPROVED: <input type="checkbox"/>	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Fin. & Pers. _____	Rec. Mgnt. _____
Dep. AD Adm. _____	Ident. _____	Spec. Inv. _____
Dep. AD Inv. _____	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

DETAILS:

The BPP filed a civil suit in USDC, Washington, D.C., on 12/1/76, alleging a conspiracy on the part of the FBI and other Government agencies and officials to destroy the BPP. Plaintiffs served a broad discovery request and the court ordered discovery completed by 9/25/77. This is an unrealistic deadline in view of the volume of documents to be processed.

Following a request by Departmental Attorney to determine the estimated number of pages of documents involved in this request, it was ascertained from a survey of all offices and Legats that there exists in our records approximately 1.5 million pages of material concerning the BPP and ten named plaintiffs. The total time to process this material was estimated to be 66 man years at a cost of \$1.2 million. This did not include the cost for certain supervisory Agent personnel.

Considering the unrealistic deadline imposed by the court and the fact that hearing to urge the court to narrow discovery may not be heard for at least one month and even then be denied, the Departmental Attorney requested discovery to be immediately implemented utilizing a two-phase system, i.e., all material subsequent and prior to an arbitrary date of 1/1/74.



Memorandum to Mr. Fehl  
Re: Black Panther Party, et al. v.  
Edward Levi, et al.

By memorandum [ ] to Mr. Fehl,  
dated 7/18/77, prepared by GJL/rsm, six employees  
currently assigned to various Divisions at FBIHQ were  
recommended for transfer to SPRU, NCS, SID, effective  
8/1/77, to begin review of material which the field has  
been ordered to immediately furnish FBIHQ.

b6  
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In anticipation of the necessity to assign  
additional Legal Clerks (GS-5) and/or Legal Technicians  
(GS-7) to assist in reviewing documents for production,  
the following sets forth an estimate of time required to  
complete the review of these documents based on projected  
number of analysts assigned to the project each  
reviewing 175 pages per day:

<u>NO. OF ANALYSTS</u>	<u>WORK DAYS POST 1974</u>	<u>WORK DAYS PRE 1974</u>	<u>TOTAL DAYS</u>	<u>TOTAL YEARS</u>
6	82	1370	1452	5.8
10	49	822	871	3.5
12	41	685	726	2.9
18	27	457	484	1.9
20	24	411	435	1.7
25	20	328	348	1.4
35	14	235	249	1 yr.

Above work days and figures are based on having  
material constantly available for review. This does not take  
into consideration the needs for classification review by  
personnel in the Document Classification Review Unit, RMD.



UNITED STATES GOVERNMENT

# Memorandum

TO :

[Redacted]

b6  
b7c

DATE: 8/22/77

FROM :

SUBJECT:

BLACK PANTHER PARTY, et al. v.  
EDWARD LEVI, et. al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

**PURPOSE AND RECOMMENDATION:** To request that the Applicant and Placement Unit, Finance and Personnel Division, take necessary action to afford the examinations (4 parts) previously given in connection with staffing of FOIPA and SCRUI to interested personnel in GS-3 and above who have one year or more service, in connection with selection of 29 legal clerks (GS-5) and/or legal technicians (GS-7), for Special Projects Review Unit (SPRU), Name Check Section (NCS), Special Investigative Division. Thereafter, SPRU will afford an additional legal test to those who are considered as qualified candidates.

**APPROVED:**

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Fin. & Pers. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

**DETAILS:** By memorandum dated 7/22/77, captioned as above, GJL:rsm, which was approved, it was recommended that 29 additional clerical employees be selected and trained for SPRU to review files in captioned matter, as well as in the other 35 or so civil suits being handled by this Unit.

1 - Mr. Long

Attn: [Redacted]

1 - Mr. Mintz

Attn: [Redacted]

1 - [Redacted]  
1 - [Redacted]  
1 - [Redacted]  
1 - [Redacted]

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RBT/DWJ

GJL:amo/rsm  
(7)

Continued - Over



5010-110

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Memorandum to Mr. Monahan  
Re: Black Panther Party, et al. v.  
Edward Levi, et al.

In order to afford employees in GS-3 and above the opportunity to receive consideration for selection in the position of legal clerk (GS-5) and/or legal technician (GS-7), it is felt that the examinations (4 parts) previously given in connection with staffing FOIA/PA and SCRUI should be afforded to those interested employees who, for one reason or another, did not take these examinations at the time they were previously given. This will provide a larger base of qualified employees available for selection in these positions and hopefully containing some employees with experience in security work or file reviews. Since discovery in captioned matter has been ordered by U.S. District Court, Washington, D.C., testing of employees should be done as soon as Finance and Personnel Division can make necessary arrangements. Thereafter, SPRU will afford an additional legal test to those who are considered as qualified candidates. It is noted that the scores made by those employees taking the new four part examination will be integrated into the list setting forth scores achieved by those individuals taking the examination previously.

This matter has been coordinated with [redacted]  
[redacted] Applicant and Placement Unit, Finance and Personnel  
Division.

b6  
b7C



F B I

Date: 3/24/77

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via AIRTEL AIRMAIL  
(Precedence)

TO: DIRECTOR, FBI  
 FROM: SAC, JACKSON (62-549) (RUC)

THE BLACK PANTHER PARTY, ET AL, VERSUS  
 EDWARD LEVI, ET AL,  
 (U. S. DISTRICT COURT, D. C.)  
 CIVIL ACTION FILE NUMBER 76-2205

Re Bureau airtel dated 2-8-77.

Set forth below is a list of all files and references relating to plaintiffs and plaintiff organizations in the Jackson Division.

MAIN FILES

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/BJW

## I. Black Party

1. Bufile 165706-SF54
  2. JN file 157-10244
  3. 12 sections
  4. 8 sub-sections
  5. 757 serials
  6. 8 enclosures
- No bulky exhibits

## II. Committees Against Fascism

1. Bufile 105-165706
2. JN file 157-11231
3. 1 section
4. No sub-sections
5. 6 serials

② - Bureau  
 1 - Jackson  
 CS/bja  
 (3)

MAR 28 1977

b6  
 b7C

Approved: W/Her

Special Agent in Charge

Sent \_\_\_\_\_

M Per \_\_\_\_\_



JN 62-549

III. Black Panther Party

1. ~~Unknown~~ known
2. JN file 157-12092
3. 1 section
4. No sub-sections
5. 4 serials

IV. Black Panther Party Finances

1. Bufile 105-165706
2. JN file 157-12403
3. 1 section
4. No sub-sections
5. 26 serials

V. Black Panther Party

1. Bufile 105-165706
2. JN file 157-12279
3. 1 section
4. No sub-sections
5. 4 serials

VI. Underground Activities

1. Bufile 105-165706
2. JN file 157-13472
3. 3 sections
4. No sub-sections
5. 59 serials
6. 2 enclosures



JN 62-549

VII. Black Panther Party

1. Bufile 157-22627
2. JN file 157-14068
3. 5 sections
4. No sub-sections
5. 147 serials
6. 3 enclosures

VIII. Black Panther Party

1. Bufile unknown
2. JN file 157-13247
3. 1 section
4. No sub-sections
5. 2 serials

IX. Black Panther Party

1. Bufile unknown
2. JN file 157-15386
3. 1 section
4. No sub-sections
5. 6 serials

X. Black Panther Party

1. Bufile 105-165706
2. JN file 157-11231
3. 1 section
4. No sub-sections
5. 6 serials
6. 1 enclosures



JN 62-549

XI.. Black Panther Party

1. Bufile unknown
2. JN file 157-13447
3. 1 section
4. No sub-sections
5. 8 serials

XII. Black Panther Party

1. Bufile unknown
2. JN file 157-9760
3. 1 section
4. No sub-sections
5. 2 serials

XIII. Black Panther Party

1. Bufile 105-165706
2. JN file 157-12088
3. 1 section
4. No sub-section
5. 39 serials

XIV. Black Panther Party

1. Bufile unknown
2. JN file 157-17258
3. 1 section
4. No sub-sections
5. 2 serials

REFERENCES:

I. National Committee to Combat Fascism

1. Bufile unknown
2. JN file 100-1085-170
3. 5 serials



JN 62-549

II. Black Panther Party Characterizations

1. Bufile unknown
2. JN file 100-51-99-114
3. 2 serials

III. Black Panther Party

1. Bufile unknown
2. JN file 157-14547-2
3. 1 serial
4. 1 enclosure

Jackson indices regarding the following individual plaintiffs are negative with regard to any reference or main file:

[REDACTED]

JOHN GEORGE

[REDACTED]

[REDACTED]

Bufile unknown

JN file [REDACTED]

1 serial

[REDACTED]

Bufile unknown

JN file [REDACTED]

1 serial

[REDACTED]

Bufile unknown

JN file [REDACTED]

b6  
b7C



JN 62-549

HUEY P. NEWTON  
Bufile unknown  
JN file 157-11830  
1 section  
No sub-sections  
4 serials

HUEY P. NEWTON (References)

157-9422-342  
157-9422-487  
157-9422-659  
157-9422-272  
157-9422-342  
157-9422-659  
100-51-99  
157-13651  
100-75-143  
100-1085-11



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 2/28/78

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA   
 SPECIAL PROJECTS REVIEW UNIT,  
 RECORDS MANAGEMENT DIVISION

b6  
 b7c

FROM: SAC, SACRAMENTO (62-561)(RUC)

BLACK PANTHER PARTY, Et Al, Vs.  
 EDWARD LEVI, Et Al,  
U.S.D.C., D.C., CIVIL ACTION #76-2205  
 BUDED: 3/6/78

ReButel to Los Angeles, 2/23/78.

Review of Sacramento indices and pertinent files  
 failed to disclose any reference to Black Nationalist  
 Cointelpro.

9/7/93 9803 RDD/BMS

EX-111

REC-70

2 - Bureau (RM)  
 1 - Sacramento  
 JJF:epg  
 (3)

1cc-5438A

23 MAR 2 1978

Approved 27

Transmitted

(Number)

(Time)

DOC. CLERK REV. 3  
 Per File-4



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 3/7/78

TO: DIRECTOR, FBI (62-117442)  
 (ATTN: SA   SPECIAL PROJECTS  
 REVIEW UNIT, RECORDS MANAGEMENT DIVISION)

FROM: *CRM/PW* SAC, SAN FRANCISCO (62-7035)(Sqd 4)

SUBJECT: BLACK PANTHER PARTY  
 et al  
 v.  
 EDWARD LEVI  
 et al  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NUMBER 76-2205

b6  
 b7C

Re Bureau teletype to San Francisco, 2/3/78.

Enclosed herewith in response to referenced request are two identical sets of 147 documents each, arranged in date order on file backs.

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DMJ

REC-30

62

117442

186

EX-130

20 MAR 9 1978



b6  
 b7C

2 - Bureau (Encs. 2)  
 1 - San Francisco  
 RLW/sdr  
 (3)

100-5438A

Approved: 999578

Transmitted \_\_\_\_\_

(Number)

(Time)

Per \_\_\_\_\_



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

Date 2/28/78

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT,  
 RECORDS MANAGEMENT DIVISION

b6  
 b7C

FROM: SAC, LOS ANGELES (62-7788) (1) (RUC)

SUBJECT: BLACK PANTHER PARTY,  
 ET AL  
 VS. EDWARD LEVI, ET AL,  
 U.S.D.C., D.C.,  
 CIVIL ACTION NUMBER 76-2205  
 BUDED: MARCH 6, 1978

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RAB/DA

Re Bureau teletype dated 2/23/78.

Enclosed for the Bureau are two copies each of the following serials from Los Angeles files 157-4054-20, 45, 109, 118, 120, 124, 128, 134, 156, 159, 168, 175, 177, 185, 191, 194, 232, 239, 240, 241, 249, 251, 256, 257, 258, 259, 260, 261 and 262; LA file 157-1751-2, 3, 10, 12, 14, 16, 23, 25 and 56.

The above enclosures constitute all serials from pertinent Los Angeles files which were not previously reported to FBI Headquarters or did not originate with FBI Headquarters. Since Los Angeles has two files which correspond with the Bureau's inquiry, Los Angeles is submitting separate file jackets for the serials which correspond to each file.

REC-33

- ③ - Bureau (Enc. 76) (RM)  
 1 - Los Angeles

EX-111

24 MAR 4 1978

KAJ/njs  
 (4)

b6  
 b7C

- 1\* -

Approved: 57 MAR 23 1978

Transmitted (Number) (Time)

Per



## TRANSMIT

☐ Teletype  
☐ Facsimile  
☐ Airtel

☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☐ CLEAR

AIRTEL

Date 3/7/78

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SA [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: SAC, SAN DIEGO (62-2318) (P)

BLACK PANTHER PARTY;  
 ET AL  
 VS.

EDWARD LEVI;  
 ET AL  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205  
 DATED: 3/6/78

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DWJ

Re San Diego airtel to Bureau, 3/3/78; Bureau  
 telcall 3/7/78.

Enclosed herewith for the Bureau are two copies  
 each of each serial contained in the San Diego file  
 concerning Black Nationalist Cointelpro. These serials  
 consist of intra-office communications and inter-office  
 communications along with several newspaper clippings.

2 - Bureau (Enc. 2)  
 1 - San Diego

JRR/jt  
 (3)

REC-56

EX-101

20 MAR 11 1978

b6  
 b7C

Approved

Transmitted

(Number)

(Time)

Per



FBI

Date: 3/3/78

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)Via A I R T E L \_\_\_\_\_  
(Precedence)

TO: DIRECTOR, FBI (62-117442)  
 ATTN: SPECIAL AGENT [REDACTED]  
 SPECIAL PROJECTS REVIEW UNIT  
 SPECIAL INVESTIGATIVE DIVISION

b6  
 b7C

FROM: *pm kico*  
 SAC, SAN DIEGO (62-2318) (P)

BLACK PANTHER PARTY;

ET AL

VS.

EDWARD LEVI;ET AL

(U.S.D.C., D.C.)

CIVIL ACTION NO. 76-2205

BUDED: 3/6/78

ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9/7/93 BY 9803 RDD/DMS

Re Butel, 2/23/78.

A review of the San Diego Office file concerning Black Nationalist Cointelpro was reviewed. This file indicates that this was discontinued in May, 1971, and there has been nothing further other than communications to and from the Bureau concerning the publicity which was received in San Diego as a result of the "leak" in Washington.

- ② - Bureau  
 2 - San Diego

JRR:pgh  
 (4)

EX-101

REC-56

MAR 6 1978

CLASS. REV.

DOC. CLASS. REV.

100-5438 A

b6  
 b7C

Approved: \_\_\_\_\_

Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

MAY 2 1978



**FEDERAL GOVERNMENT**

DATE : April 12, 1978

TO :

[Redacted]

BY COURIER

b2

FROM : William H. Webster, Director

RECEIVED BY COURIER  
DATE 4/14/78 *RJC*

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are seven documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [Redacted] Legal Counsel Division, FBI Headquarters, telephone [Redacted]

b6  
b7C

Enclosures (7) ENCLOSURE

REC-45 62-117442-88

NOTE: This communication requests [Redacted]

b2

[Redacted] review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in captioned lawsuit.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MFK:bbh (5)

1 - Mr. Mintz

1 - Civil Litigation Unit - Encs. (7)

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RND/KAC (340720)

MAIL ROOM

FBI/DOJ



ALL INFORMATION CONTAINED ON ENVELOPE  
IS UNCLASSIFIED  
DATE 9/3/92 BY 9803 RDD/OWJ  
9/11/96

SSA 9803 RDD/OWJ (340,770)

CLASSIFIED INFORMATION ENCLOSED

62-117442-188

ENCLOSURE



~~SECRET~~

1 WFO Guidance  
1 M Branigan  
1  
1  
1

100-448006

SEN 2165  
(S)

ROUTE IN ENVELOPE

1/8/71

b1  
b6  
b7C

airtel

~~SECRET~~  
NO FOREIGN DISSEMINATION

To: SAC, WFO (157-1292)

From: Director, FBI (100-448006)

COINTELPRO  
BLACK EXTREMISTS  
RACIAL MATTERS

9/12/96  
CLASSIFIED BY SSA 9803RDD/JAC  
DECLASSIFY ON: 25X 1  
(340,770)

[REDACTED] (S)  
Enclosed for WFO are two copies and for New York and San Francisco Offices single copies of a self-explanatory [REDACTED] (S)

NOTE:

Stokely Carmichael is a well-known black revolutionary who has been residing in Guinea since 1963. [REDACTED] (S)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

9/3/92 9803 RDD/JAC  
Classified by  
Declassify on: OADR

(A)

(1)



~~SECRET~~

105-165429 Ser. 755



(X)  
(S)

b1  
b6  
b7C

CODE

CABLEGRAM

IMMEDIATE

~~CONFIDENTIAL~~

~~SECRET~~

1 -  
1 -



2/28/73

TO: LEGAT, COPENHAGEN (157-100)

REC-77

FROM: ACTING DIRECTOR, FBI (105-165429)

EX-101

HUEY PERCY NEWTON, EXTREMIST MATTERS - BLACK PANTHER PARTY (BPP).

9/12/96

CLASSIFIED BY: SSA9803RDD/JAC

REASON: 1.5 (C)

DECLASSIFY ON: X 1

(340,770)

9/13/93

Classified by

Declassify on: OADR

9803 RDD/rmj

b1

UNRECORDED

(S)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

~~SECRET~~

(B)

(2)



~~SECRET~~

105-165424

Sen 756



(S)

b1

CODE

TELETYPE

NITEL

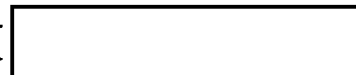
~~SECRET~~

TO SAC SAN FRANCISCO (157-1203)

2/23/73

FROM ACTING DIRECTOR FBI (105-165429)-

1 -  
1 -



HUEY PERCY NEWTON; EXTREMIST MATTERS - BPP 1 - Mr. R. P. Finzel

b6  
b7C  
b1



(S)

10/4/96  
CLASSIFIED BY: SSA9803RDD/JAC  
REASON: 1.5 (C)  
DECLASSIFY ON: X 1  
(340,770)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

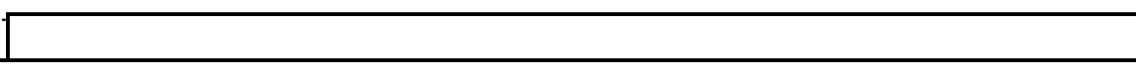
157-1203-2  
105-165424

RPF:klj  
(5)

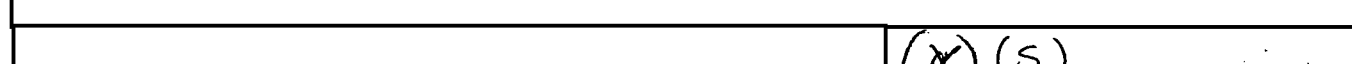
9/3/93 9803 RDD/JAC  
Classified by  
Declassify on: OADR

APPROPRIATE AGENCIES  
AND FIELD OFFICES  
ADVISED BY ROUTING  
SLIP(S) OF Classification  
DATE 2-27-77 UC

NOTE:



b1



(X) (S)

- Mr. Felt
- Mr. Baker
- Mr. Callahan
- Mr. Cleveland
- Mr. Conrad
- Mr. Dalbey
- Mr. Evans
- Mr. Malone
- Mr. Rosen
- Mr. Sullivan
- Mr. Tavel
- Mr. Trotter
- Mr. Tele. Room
- Miss Holmes
- Miss Gandy

XEROX  
MAR 15 1973

Classified by 2657 JAC/17  
Exempt from GDS, Category  
Date of Declassification Indefinite

AUG 27 1977

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

FEB 28 1973

TELETYPE

XEROX  
MAR 2 1973

UNRECORDED COPY FILED IN

MAIL ROOM [ ] TELETYPE UNIT [ ]

(S)

~~SECRET~~

(S)



~~SECRET~~

105-165429  
[redacted] (A)  
(S)

San. 7/62

b1

airtel

To: SAC, San Francisco (157-1203)

3/8/73

From: Acting Director, FBI (105-165429)

HUEY PERCY NEWTON *a/k/a*  
EM - BPP

1 -  
1 -

[redacted]

b6  
b7C

[redacted]  
[redacted]  
[redacted] (S)

b1

10/4/96  
CLASSIFIED BY: SSA9803RDD/JAC  
REASON: 1.5 (C)  
DECLASSIFY ON: X1  
(340,770)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

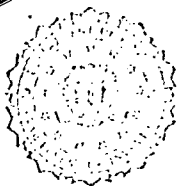
9/3/93  
Classified by 9803/RDD/rmt  
Declassify on: OADR

~~SECRET~~

(E)

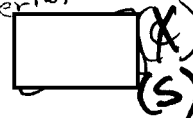
(5)





UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

SF 157-1203  
Serial 7635



b1

In Reply, Please Refer to  
File No.

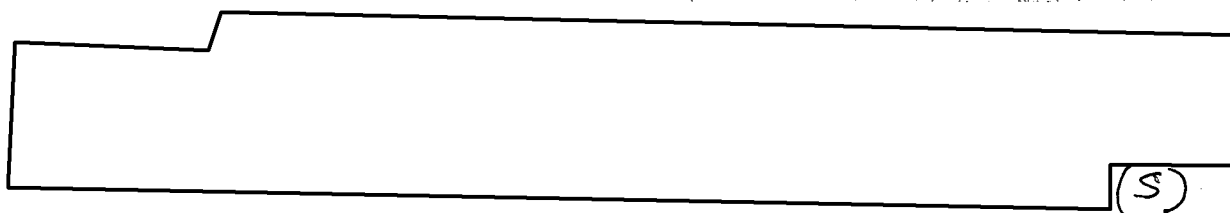
San Francisco, California  
March 13, 1973

HUEY PERCY NEWTON

10/4/96  
CLASSIFIED BY: SSA9803RAD/JAC  
REASON: 15 (C)  
DECLASSIFY ON: X1  
(340,270)

9/3/93 / 9803 / RAD/JAC  
Classified by  
Declassify on: OADR

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.



b1

~~SECRET~~

(B)

(6)



~~SECRET~~

SF 117-1202  
JTT/ams

[REDACTED]

b1

[REDACTED] (S)

[REDACTED]

[REDACTED] (S)

[REDACTED]

[REDACTED] (S)

[REDACTED]

b1

[REDACTED] (S)

[REDACTED]

[REDACTED] (S)

San Francisco indices are negative re

[REDACTED]

[REDACTED] (S)

~~SECRET~~



~~SECRET~~

SK 157-1203-7636

☐ (S) (S)  
STATE b1

FBI

Date: 3/13/13

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

AIRTEL

AIR MAIL

REGISTERED

Via \_\_\_\_\_

(Priority)

TO : ACTING DIRECTOR, FBI (105-165429)  
FROM : SAC, SAN FRANCISCO (157-1203) (P)  
RE : RUBY PERCY KENYON, aka  
EM-BEP (ME)  
OO: SF

b1  
b2

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED EXCEPT  
WHERE SHOWN OTHERWISE.

10/4/96

CLASSIFIED BY: SSA 9803 RDD/SAC  
REASON: 1.5 (C)  
DECLASSIFY ON: X1  
(340,770)

9/3/93 9803 RDD/AMJ  
Classified by  
Declassify on: OADR

b1

(S)

(G) 1

(7)



4  
DATE : April 12, 1978  
TO : Honorable Cyrus R. Vance  
The Secretary of State  
Washington, D.C. 20520  
FROM : William H. Webster, Director  
SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

FEDERAL GOVERNMENT

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are three documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7c

Enclosures (3)

NOTE: This communication requests the Department of State to review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in captioned lawsuit.

MFK:bbh (5)

MAILED 17  
APR 13 1978  
FBI

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

1 - Mr. Mintz  
1 - Civil Litigation Unit - Encs.

2 APR 14 1978

3 - ENCLOSURE  
MAIL ROOM [initials]

EX-114 REC-46 62-117442-189  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 [initials]

FBI/DOJ



FBI

Date: 3/12/73

5F

157-1203-7636

STATE

b2

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

AIRTEL

AIR MAIL

REGISTERED

Via \_\_\_\_\_

(Priority)

TO : ACTING DIRECTOR, FBI (105-165429)  
FROM : SAC, SAN FRANCISCO (157-1203) (P)  
RE : RUBY PERCY NEWTON, aka  
EM-BEP (ME)  
OO: SF

On 2/26/73, the Department of State furnished information for limited official use that [REDACTED] (PROTON) has informed the Department of State that RUBY P. NEWTON was to visit Oslo, Norway on 3/6/73 and 3/7/73. NEWTON was to be in Copenhagen on 3/2/73, then proceed to Stockholm, Oslo, and Helsinki. The Norwegian Student Union planned to arrange a press conference for NEWTON, and had requested an appointment at the Foreign Ministry (which was expected to be granted, at a low level, because of what was described as the Ministry's "open door" policy).

b7D

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DWJ

62-117442-189

ENCLOSURE





Department of State

NR Followed Sec 767  
STATE DEPT.  
TELEGRAM

LIMITED OFFICIAL USE

697

PAGE 01 OSLO 00738 261535Z

45

ACTION EUR-25

INFO OCT-01 ADP-00 PPT-02 SCA-01 SY-07 PM-09 NSC-10 SS-14

RSC-01 CIAE-00 DODE-00 INR-09 NSAE-00 PA-03 USIA-12

PRS-01 RSR-01 CU-04 FBI-01 JUSE-00 /101 W  
033509:

R 261500Z FEB 73  
FM AMEMBASSY OSLO  
TO SECSTATE WASHDC 6343  
INFO AMEMBASSY COPENHAGEN  
AMEMBASSY HELSINKI  
AMCONSUL FRANKFURT  
AMEMBASSY STOCKHOLM

LIMITED OFFICIAL USE OSLO 738

FRANKFURT FOR RSO

FBI  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMS

SUBJ: BLACK PANTHER LEADER HUEY NEWTON TO VISIT SCANDINAVIA

1. [REDACTED] (PROTECT) HAS INFORMED US THAT BLACK PANTHER LEADER HUEY NEWTON WILL VISIT OSLO MARCH 6 AND 7. ACCORDING TO INFORMATION RECEIVED BY THE MINISTRY FROM THE NORWEGIAN STUDENT UNION, NEWTON WILL BE IN COPENHAGEN MARCH 2, THEN PROCEED TO STOCKHOLM, OSLO AND HELSINKI. THE NORWEGIAN STUDENT UNION PLANS TO ARRANGE A PRESS CONFERENCE FOR HIM AND HAS REQUESTED AN APPOINTMENT AT THE FOREIGN MINISTRY (WHICH WILL PROBABLY BE GRANTED NOT RECORDED AT A LOW LEVEL, BECAUSE OF WHAT OUR SOURCE DESCRIBES AS THE MINISTRY'S "OPEN DOOR" POLICY). 16 MAR 7 1973

2. COMMENT: THERE IS A HISTORY OF LEFTIST STUDENT INTEREST IN RECEIVING A BLACK PANTHER SPOKESMAN IN SCANDINAVIA. EFFORTS TO BRING ELERIDGE CLEAVER HERE IN 1969 AND AGAIN IN 1971 FOUNDERED ON THE DANGER OF A US REQUEST FOR EXTRADITION (SEE STOCKHOLM 2575 AND STATE 147451, BOTH OF 1969, AND OSLO 2098, OSLO 2210, AND STATE 132533, ALL 1971). WE ASSUME THAT THERE ARE NO LEGAL IMPEDIMENTS TO A VISIT BY HUEY NEWTON.

68 MAR 13 1973

LIMITED OFFICIAL USE 697

NOT RECORDED

62-77442-189

2-5F RK 3/5/73  
(ACTION) ABE/mk

ORIGINAL FILED IN 105-16571

b6  
b7C



100-448006  
Sm. 1741

USDS

FBI  
Date: 4/2/70

- Mr. Tolson
- Mr. W.
- Mr. Mohr
- Mr. Bishop
- Mr. Casper
- Mr. Callahan
- Mr. Conrad
- Mr. Felt
- Mr. Gale
- Mr. Rosen
- Mr. Sullivan
- Mr. Tavel
- Mr. Trotter
- Tele. Room
- Miss Holmes
- Miss Gandy

b6  
b7C

Transmit the following in \_\_\_\_\_  
TELETYPE  
CODE  
(Type in plaintext or code)  
NITEL  
(Priority)

TO: DIRECTOR, FBI (100-448006), NEW YORK (100-151140) AND  
SAN FRANCISCO (157-601)

FROM: SAC, WFO (157-1292)

COUNTERINTELLIGENCE PROGRAM - BLACK NATIONALISTS - HATE  
GROUPS; RACIAL INTELLIGENCE - BLACK PANTHER PARTY (BPP).

CENTRAL OFFICE, IMMIGRATION AND NATURALIZATION SERVICE (INS),  
WASHINGTON, D. C. (WDC), PRESENTLY <sup>ATTEMPTING</sup> ~~UNABLE~~ TO LOCATE [REDACTED]  
SIGNATURE IN THEIR FILES AND WILL PROMPTLY NOTIFY THE  
WASHINGTON FIELD OFFICE (WFO) WHEN LOCATED.

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9802 RDD/RMJ

62-117442-189



4  
DATE : April 12, 1978

FEDERAL GOVERNMENT

TO : Mr. Henry Williams, General Counsel  
United States Selective Service  
600 E Street, Northwest  
Washington, D.C. 20004

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed is one document containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the document returned to the FBI with comments regarding its releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7c

Enclosure

NOTE: This communication requests the United States Selective Service to review the enclosed document containing information originated by their agency for classification and releasability prior to furnishing it in response to plaintiffs' discovery request in captioned lawsuit.

MFK:bbh (5)

1 - Mr. Mintz  
1 - Civil Litigation Unit - Enc.

ENCLOSURE

MAILED 17  
APR 13 1978

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MAIL ROOM ☒

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BBL/MS

FBI/DOJ



UNITED STATES GOVERNMENT

# Memorandum

100-448006

601 1340

Selective Service

TO : DIRECTOR, FBI (100-448006)

DATE: 10/8/69

FROM : SAC, BOSTON (157-531) (P)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

Re Bureau letter, 9/18/69.

On 10/1/69, the Selective Service file for [redacted] was made

available for review by [redacted]

[redacted] 500 Columbia Rd., Roxbury, Mass. According to the file, [redacted]

b6  
b7C

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DAJ

ENCLOSURE

62-117442-190



DATE : April 12, 1978

FEDERAL GOVERNMENT

TO : Honorable Jerome Kurtz, Commissioner  
Internal Revenue Service  
Department of the Treasury  
Washington, D.C. 20224

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)

CIVIL ACTION FILE NO. 76-2205 ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are three documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7C

Enclosures (3)

NOTE: This communication requests the Internal Revenue Service to review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in captioned lawsuit.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MFK:bbh (5)

1 Mr. Mintz

1 - Civil Litigation Unit - Encls. (3)

MAIL ROOM ☒

REC-36

EX-120

62-117442-191

2 APR 14 1978

new

FBI/DOJ



UNITED STATES GOVERNMENT

# Memorandum

105-449006  
SAC 1648  
IRS

DIRECTOR, FBI (100-448006)

DATE: 2/17/70

SAC, SAN DIEGO (100-14192)(P)

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

On 2/13/70, [REDACTED] Internal Revenue Service, San Diego, advised that as far as his organization can determine, the US Organization is not required to submit any IRS forms. Therefore, any further activity in this regard is not anticipated at this time.

b6  
b7c

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RER/AMJ

62-117442-191



UNITED STATES GOVERNMENT

# Memorandum

100-448006  
SEN 1434  
IRS

TO : DIRECTOR, FBI (100-448006)

FROM : *EJW* SAC, SAN DIEGO (100-14192) (P)

SUBJECT: *O* COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

DATE: 11/17/69

On 11/14/69, [REDACTED] Internal Revenue Service, was recontacted and advised that he has not yet received results of inquiries he has submitted concerning IRS forms which should have been submitted by the US organization.

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/TOMJ

62-117442-191



100-448006  
SER 1408  
IRS

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (100-448006) DATE: 11/10/69

FROM : SAC, SAN DIEGO (100-14192)(P)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

Bureau approved information regarding the incorporation of US, Incorporated, has been furnished to [redacted] Criminal Investigative Section, Internal Revenue Service. On 11/7/69, [redacted] that he has made appropriate inquiries concerning whether or not this group has filed the necessary forms and expects results of his inquiries in approximately two weeks. [redacted] that he has requested information as to whether or not US filed the appropriate forms for the years 1967 and 1968.

b6  
b7c

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DUS

62-117442-191



DATE : April 12, 1978

FEDERAL GOVERNMENT

TO : Honorable Leonel J. Castillo  
Commissioner of Immigration and Naturalization  
Department of Justice  
Washington, D.C.

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)

CIVIL ACTION FILE NO. 76-2205

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 BLS

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are three documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7C

### Enclosures (3)

NOTE: This communication requests the Immigration and Naturalization Service to review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in captioned lawsuit.

MPK:bbh (5)

- 1 Mr. Mintz
- 1 Civil Litigation Unit - Encs. (3)

ENCLOSURE

MAIL ROOM

FBI/DOJ

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_

MAILED 17  
APR 13 1978

REC-70

62-117442-192  
2 APR 14 1978



100-448006  
SER 1743

FBI

INS

Date: 4/6/70

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

AIRTEL

(Priority)

TO: DIRECTOR, FBI (100-448006)  
FROM: SAC, WFO (155-1292) (RUC) (P)

COUNTER INTELLIGENCE PROGRAM  
BLACK NATIONALISTS - HATE GROUPS  
RACIAL INTELLIGENCE - BPP

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDB/DMJ

On 4/3/70, INS Central Office, WDC, made available  
a copy of [redacted] in name of [redacted] showing  
[redacted] This form does not bear  
her signature.

b6  
b7C

b6  
b7C

62-117442 192

ENCLOSURE



FBI

Date: 4/2/70

100-448006  
Sub. 1741

INS

Mr. Tolson  
Mr. Wicks  
Mr. Mohr  
Mr. Bishop  
Mr. Casper  
Mr. Callahan  
Mr. Conrad  
Mr. Felt  
Mr. Gale  
Mr. Rosen  
Mr. Sullivan  
Mr. Tavel  
Mr. Trotter  
Tele. Room  
Miss Holmes  
Miss Gandy

b6  
b7c

Transmit the following in \_\_\_\_\_ CODE \_\_\_\_\_  
(Type in plaintext or code)  
Via TELETYPE NITEL  
(Priority)

TO: DIRECTOR, FBI (100-448006), NEW YORK (100-151140) AND  
SAN FRANCISCO (157-601)

FROM: SAC, WFO (157-1242)

COUNTERINTELLIGENCE PROGRAM - BLACK NATIONALISTS - HATE  
GROUPS; RACIAL INTELLIGENCE - BLACK PANTHER PARTY (BPP).

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RSP/dms

ON APRIL ONE, LAST, [REDACTED] VISA OFFICE, UNITED  
STATES DEPARTMENT OF STATE (USDS), AND [REDACTED] SECURITY  
OFFICE, USDS, BOTH ADVISED A SEARCH THROUGH THEIR RESPECTIVE  
FILES FAILED TO LOCATE PAPERS OR DOCUMENTS BEARING SIGNATURE OF  
[REDACTED]

b6  
b7c

62-117442-192



100-448006

NR028 NY CODE

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

1140 PM URGENT 4-1-70 RPM

APR 1 1970

TO DIRECTOR (100-448006)

TELETYPE

ATT DOMESTIC INTELLIGENCE DIVISION

WASHINGTON FIELD

SAN FRANCISCO (157-601)

FROM NEW YORK (100-161140) 1P

Mr. Tolson	_____
Mr. DeLoach	_____
Mr. Walters	_____
Mr. Mohr	_____
Mr. Bishop	_____
Mr. Casper	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Sullivan	<input checked="" type="checkbox"/>
Mr. Tavel	_____
Mr. Soyars	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

COUNTERINTELLIGENCE PROGRAM-BLACK NATIONALISTS-HATE  
GROUPS; RACIAL INTELLIGENCE-BLACK PANTHER PARTY (BPP).

ON APRIL ONE INSTANT, A REPRESENTATIVE OF THE  
ADMINISTRATIVE SECTION, INS, TWO ZERO WEST BROADWAY, NYC, ADVISED  
THAT HE COULD LOCATE NO DOCUMENTS OR PAPERS WHICH WOULD BEAR THE  
SIGNATURE OF [REDACTED]

THE INS REPRESENTATIVE ADVISED THAT THE AFOREMENTIONED  
DOCUMENTS OR PAPERS COULD BE LOCATED AT INS HEADQUARTERS, WDC.  
ADMINISTRATIVE

b6  
b7c

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BMJ

WFO  
handling  
AC

B-F

INS SOURCE MENTIONED IS [REDACTED] ADMINISTRATIVE

b6  
b7c

SECTION, INS, NYC.

END

RYW

DCW

56 APR 21 1970  
FBI WASHDC

REC-92

14 APR 16 1970

100-448006-1746

62-117442-192



4  
DATE : April 12, 1978

FEDERAL GOVERNMENT

TO : Assistant Commissioner  
United States Customs Service  
Department of the Treasury  
13th and Constitution Avenue, Northwest  
Washington, D.C. 20220

FROM : William H. Webster, Director

SUBJECT: ① BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed is one document containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the document returned to the FBI with comments regarding its releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

Enclosure

2 APR 14 1978

NOTE: This communication requests the United States Customs Service to review the enclosed document containing information originated by their agency for classification and releasability prior to furnishing it in response to plaintiffs' discovery request in captioned lawsuit.

MFK:bhh (5)

1 - Mr. Mintz  
1 - Civil Litigation Unit - Enc.

1- ENCLOSURE

MAIL ROOM

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 [redacted] [redacted]

FBI/DOJ

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_



100-443006

SEN 1743

FBI

Date: 4/6/70

CUSTOMS

Mr. Tolson  
Mr. DeLoach  
Mr. Mohr  
Mr. Bishop  
Mr. Casper  
Mr. Callahan  
Mr. Conrad  
Mr. Felt  
Mr. Gale  
Mr. Rosen  
Mr. Sullivan  
Mr. Tavel  
Mr. Trotter  
Mr. Tele. Room  
Mr. Holmes  
Miss Gandy

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)

AIRTEL

(Priority)

TO: DIRECTOR, FBI (100-448006)

FROM: SAC, WFO (156-1292) (RUC) (P)

C  
COUNTER INTELLIGENCE PROGRAM  
BLACK NATIONALISTS - HATE GROUPS  
RACIAL INTELLIGENCE - BPP



b6  
b7C

On 4/6/70, it was determined from U.S. Customs House, WDC, their forms now utilized in making out customs declarations no longer requires a signature.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RD/ams

100-117442-193

ENCLOSURE



DATE : April 12, 1978

~~FEDERAL GOVERNMENT~~

TO : Director  
Bureau of Alcohol, Tobacco and Firearms  
Room 4000  
1200 Pennsylvania Avenue, Northwest  
Washington, D.C. 20226

FROM : William H. Webster, Director

SUBJECT: **BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205**

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are five documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7C

Enclosures (5)

REC-70

62-117442-194

NOTE: This communication requests the Bureau of Alcohol, Tobacco and Firearms to review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in2 captioned lawsuit.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RML/DAU

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director \_\_\_\_\_

1 - Mr. Mintz  
1 - Civ. Litigation Unit - Enc. (5)

ENCLOSURE



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

San Francisco, California

SF 157-1203

Ser. 7918

ATF

Reply, Please Refer to  
File No.

November 22, 1974

HUEY PERCY NEWTON

On August 1, 1974, [redacted] Special Agent,  
Bureau of Alcohol, Tobacco, and Firearms, (ATF) U.S. Treasury  
Department, 1515 Clay Street, Oakland, advised that his office  
was at that time attempting to file federal charges against  
Newton [redacted] for Felon in Possession of a Firearm, and  
also [redacted]

[redacted] stated that in the event  
the ATF is successful in developing information with a  
stronger conviction potential than the OPD case, the ATF  
will attempt to obtain U.S. Attorney authorization for federal  
prosecution of Newton [redacted] for violation of federal gun  
control laws.

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/PMS

62-117442-194



SF 92-2920  
Serial 17  
ATF

2/4/74

AIRTEL

AIR MAIL

TO: DIRECTOR, FBI  
(ATTN: DIVISION #9 - SPECIAL INVESTIGATIVE DIVISION)  
FROM: SAC, SAN FRANCISCO (92-2920) (P)  
SUBJECT: HUEY P. NEWTON  
AR  
OO: San Francisco

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/AMJ

Subject NEWTON and his associates are currently under investigation by the Alcohol, Tobacco, Tax, and Firearms (ATF) Section, Oakland, California. Based on informant information received by these agencies that NEWTON and his associates, several of whom are convicted felons, are carrying concealed weapons, ATF has recently set up a surveillance tower in connection with their investigation as well as conducting multiple surveillances, however, to date have developed no pertinent evidence or information indicating violations in which the Bureau has jurisdiction.

62-117442-194



AT&amp;F

OPTIONAL FORM NO. 10  
MAY 1962 EDITION  
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

## Memorandum

TO : *W66* DIRECTOR, FBI (100-448006) DATE: 9/24/69

FROM : *me* SAC, LOS ANGELES (157-4054) (P)

SUBJECT: *0*  
COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST-HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

is currently attempting to purchase two machine guns and two passports from an unknown individual. This investigation is being conducted by Alcohol Tobacco and Firearms, Los Angeles, and close liaison is being maintained.

b6  
b7c

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMJ

62-117442-194



100-448006

SEAL 653

ATF

# ROUTE IN ENVELOPE

1  
1  
1



b6  
b7C

SAC, Portland (157-347)

3/13/69

Director, FBI (100-448006) - 153

REC-127

EX-112

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE

On 3/5/69 ATFD advised it is most appreciative of the counterintelligence potential of this suggestion; however, ATFD does not feel implementation of this suggestion is feasible at a headquarters level.

ATFD representatives advised that ATFD is not a centralized organization and headquarters does not have the authority to dictate to its local offices. Also, ATFD feels this suggestion might hamper investigative efforts in individual cases.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DMJ

62-117442 194  
ENCLOSURE



UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (100-448006)

FROM : *Am* SAC, PORTLAND (157-347) (P)

DATE: 1/31/69

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/BJT

During November, 1968, the Portland Office of  
Alcohol and Tobacco Tax (A and TT) 225 U.S. Courthouse,

*157-347*  
[redacted]  
[redacted] "Public Notices" concerning required gun registration  
under the new Federal law. Along with the enclosed  
leaflet were several xerox copies of local  
newspaper articles relating to provisions of the new  
law. [redacted]

b2  
b7E

[redacted]  
[redacted] A and TT has advised that there has  
been no publicity through any media and no adverse effects  
to the agency whatsoever. About six persons telephoned  
[redacted]

[redacted]  
[redacted] A and TT  
responded that since the Government desired that all  
possible information be made available on the new law, the  
leaflets [redacted]  
[redacted] -to insure that they were informed.  
A and TT continued that if the caller desired any further  
information, an agent would personally contact the caller  
[redacted]  
[redacted]  
[redacted]

b2  
b7E

62-117442-194

Portland has been informed by A and TT that  
the above statement is correct. The enclosed form 3807 is  
utilized by A and TT to receive such property.



FEDERAL GOVERNMENT

DATE : April 11, 1978

TO : Chief Postal Inspector  
United States Postal Service  
Washington, D.C. 20260

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are three documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

b6  
b7C

Enclosures (3)

REC-45 62-117442-195

NOTE: This communication requests the United States Postal Service to review the enclosed documents containing information originated by their agency for classification and releasability prior to furnishing them in response to plaintiffs' discovery request in captioned lawsuit.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MFK:bbh (5)

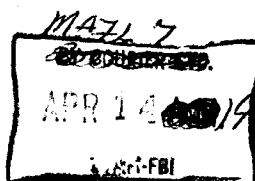
1 - Mr. Mintz  
1 - Civ. Litigation Unit - Encs. (3)

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RST/CLS

APR 14 1978



MAIL ROOM ☒

FBI/DOJ



UNITED STATES GOVERNMENT

# Memorandum

100-448066

ser 1061

USPA del inapt.

TO :

DIRECTOR, FBI (100-448006)

DATE: 6/24/69

FROM :

SAC, PORTLAND (157-347) (P)

SUBJECT:

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST-HATE GROUPS  
RACIAL INTELLIGENCE

b6  
b7C

Re Portland airtel to Bureau, 3/5/69.

BLACK NATIONALIST MOVEMENT IN THE PORTLAND  
FIELD DIVISION;  
CHANGES

APPROPRIATE AGENCIES  
AND FIELD OFFICES  
ADVISED BY ROUTING  
SLIP(S) OF [redacted]  
4-17-69

The U.S. Postal Inspectors are currently conducting an investigation of the operation of Blackfashions for possible mail fraud violations and it appears that mail orders received by Blackfashions from various parts of the country were never filled and the money received with these orders was embezzled [redacted]

b6  
b7C

Postal investigation has shown that [redacted] failed to pay for merchandise they ordered and are behind in wages owed to female Negro employees.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RRP/DAUS

62-117442-195



UNITED STATES GOVERNMENT

# Memorandum

100-448006

SEN 1626

US Postal INSPT

TO : DIRECTOR, FBI (100-448006)

DATE: 2/6/70

FROM : SAC, ALBANY (157-231) (P)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/bms

On 2/4/70, Inspector JAMES DOOLEY, U. S. Postal Inspector, Albany, N. Y., reviewed some photographs taken by the FBI at a BPP sponsored demonstration in Albany on 12/13/69. He said that one of the female Negroes appearing in one of these photos strongly resembles an individual who appears in a photograph taken at a place of business while this unknown individual was cashing a forged Government check stolen from the U.S. mail. He is most anxious to identify this individual. Efforts are being made to identify her through logical sources and close liaison is being maintained with Inspector DOOLEY.



100-448006

SER 1702  
US Postal Insp.

UNITED STATES GOVERNMENT

# Memorandum

DIRECTOR, FBI (100-448006)

DATE: 3/6/70

SAC, ALBANY (157-231) (P\*)

FROM: *[Handwritten initials]*  
SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

In addition, U. S. Postal Inspector JAMES DOOLEY, Albany, New York, was of the opinion that one of the female Negroes appearing in these photographs is identical with an individual who cashed a forged, stolen government check. His office has a pending investigation on this individual who has not yet been identified.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 983 RDD/bms

62-117442-195





## UNITED STATES DEPARTMENT OF JUSTICE

## FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

DATE : April 12, 1978

TO : Mr. Henry Williams, General Counsel  
United States Selective Service  
600 E Street, Northwest  
Washington, D.C. 20004

FROM : William H. Webster, Director

SUBJECT: *WIK* BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

FEDERAL GOVERNMENT

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed is one document containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the document returned to the FBI with comments regarding its releasability.

To → Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

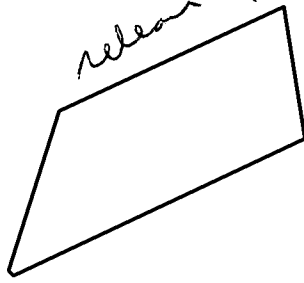
Enclosure

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/7/93 BY 9803 RDD/DAJ

#340,770

No objection to document  
attached

release 9



APR 24 1978

b6  
b7c

General Counsel  
REC-79

62-117442-96

62-117442





FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1214329-0

Total Deleted Page(s) = 26

Page 38 ~ Duplicate;  
Page 57 ~ Duplicate;  
Page 61 ~ Duplicate;  
Page 179 ~ b3;  
Page 180 ~ b3;  
Page 181 ~ b3;  
Page 182 ~ b3;  
Page 183 ~ b3;  
Page 184 ~ b3;  
Page 185 ~ b3;  
Page 186 ~ b3;  
Page 187 ~ b3;  
Page 188 ~ b3;  
Page 189 ~ b3;  
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Page 191 ~ b3;  
Page 192 ~ b3;  
Page 193 ~ b3;  
Page 194 ~ b3;  
Page 195 ~ b3;  
Page 196 ~ b3;  
Page 197 ~ b3;  
Page 198 ~ b3;  
Page 199 ~ b3;  
Page 200 ~ b3;  
Page 201 ~ b3;

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XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
X   Deleted Page(s)         X
X   No Duplication Fee      X
X   For this Page           X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX
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CHIEF POSTAL INSPECTOR  
Washington, DC 20260

April 19, 1978

~~INTERNAL SECURITY~~

Honorable William H. Webster  
Director  
Federal Bureau of Investigation  
U. S. Department of Justice  
Washington, DC 20535

Dear Mr. Webster:

This is in reference to your memorandum dated April 11, 1978,  
transmitting three (3) pages of material for review and  
determination as to their releasability.

Herewith are copies of the material in question reflecting  
the suggested deletion pursuant to 5 USC 552(b)(7)(C).

Sincerely,

*C. Neil Benson*

C. Neil Benson  
Chief Postal Inspector

*Black Panther Party*

EX-127

Enclosures

REC-46

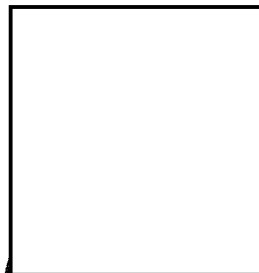
62-117442-197

3- ENCLOSURE

b6  
b7C

APR 24 1978

340900  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9103 RCO/KH



62-117442

~~CONFIDENTIAL~~



UNITED STATES GOVERNMENT

# Memorandum

100-448006

SER 1702

US Postal Insp

TO : DIRECTOR, FBI (100-448006)

DATE: 3/6/70

FROM : SAC, ALBANY (157-231) (P\*)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

In addition, U. S. Postal Inspector JAMES DOOLEY, Albany, New York, was of the opinion that one of the female Negroes appearing in these photographs is identical with an individual who cashed a forged, stolen government check. His office has a pending investigation on this individual who has not yet been identified.

62-117442-197

ENCLOSURE

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9-2-93 BY 9803 RCO/meh



UNITED STATES GOVERNMENT

# Memorandum

100-448006

SEN 1626

USPOSTAL INSPT

TO :

DIRECTOR, FBI (100-448006)

DATE: 2/6/70

FROM :

SAC, ALBANY (157-231) (P)

SUBJECT:

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

On 2/4/70, Inspector [redacted] U. S. Postal Inspector, Albany, N. Y., reviewed some photographs taken by the FBI at a BPP sponsored demonstration in Albany on 12/13/69. He said that one of the female Negroes appearing in one of these photos strongly resembles an individual who appears in a photograph taken at a place of business while this unknown individual was cashing a forged Government check stolen from the U.S. mail. He is most anxious to identify this individual. Efforts are being made to identify her through logical sources and close liaison is being maintained with Inspector [redacted]

b6  
b7C

62-117442-197

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9103B00pmH



UNITED STATES GOVERNMENT

# Memorandum

100-448006

ser 1061

US Postal Insp.

TO :

DIRECTOR, FBI (100-448006)

DATE: 6/24/69

FROM :

SAC, PORTLAND (157-347) (P)

SUBJECT:

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST-HATE GROUPS  
RACIAL INTELLIGENCE

Re Portland airtel to Bureau, 3/5/69.

BLACK NATIONALIST MOVEMENT IN THE PORTLAND  
FIELD DIVISION;  
CHANGES

APPROPRIATE AGENCIES  
AND FIELD OFFICES  
ADVISED BY ROUTING  
SLIP(S) OF CLASSIFICATION  
4-11-81/44

b6  
b7C

The U.S. Postal Inspectors are currently conducting an investigation of the operation of Blackfashions for possible mail fraud violations and it appears that mail orders received by Blackfashions from various parts of the country were never filled and the money received with these orders was embezzled by [REDACTED].

Postal investigation has shown that [REDACTED] and his partner failed to pay for merchandise they ordered and are behind in wages owed to female Negro employees.

62-117442 -197

ENCLOSURE

340970  
ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9-7-93 BY 1103 RCO/24



UNITED STATES GOVERNMENT

# Memorandum

MAY 22 1978

TO : Mr. William H. Webster  
Director  
Federal Bureau of Investigation

DATE:

dms  
145-12-3025

b6  
b7C

FROM : *BA* Barbara Allen Babcock  
Assistant Attorney General  
Civil Division

Tel: 739-3305

SUBJECT: *Q* Black Panther Party, et al. v.  
Edward Levi, et al., USDC D.C.,  
Civil Action No. 76-2205

Enclosed are copies of defendants' Objections to Plaintiffs' Third Request for Production of Documents and Response to Plaintiffs' Third Request for Production of Documents filed in the above-referenced case. If you have any questions or comments about these papers, please contact

32 MAY 23 1978  
EXP. PROC. #31

REC-72

*62-117442-198*

EX-115

2 MAY 23 1978

*2* ENCLOSURE

ENCLOSURE ATTACHED

MAY 23 1978

RECEIVED

*1007330*

b6  
b7C

*LEGAL COUNSEL*

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-9-93 BY 903 R00/peh

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan



7 JUN 1978

7 1978

*62-117442*



340920  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-83 BY SP-10/CMH

ENCLOSURE

62-117442-198



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, ET AL., )  
 )  
Plaintiffs, )  
 )  
v. ) Civil Action No. 76-2205  
 )  
EDWARD LEVI, ET AL., )  
 )  
Defendants. )

RESPONSE TO PLAINTIFFS' THIRD  
REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to plaintiffs' Third Request For Production of Documents, the following documents have been made available to plaintiffs and their counsel of record, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request For Production of Documents, filed March 3, 1978.

1. Documents concerning the events described in the affidavit of defendant Levi, i.e.: (a) documents generated and reviewed by the Investigation Review Unit of the Department of Justice which relate to the Unit's review of the FBI domestic security investigation of the Black Panther Party, beginning in October, 1976; (b) documents generated and reviewed by a group of senior officials of the Department of Justice who examined the FBI domestic security investigation of the Black Panther Party; and (c) documents relating to Mr. Levi's instructions to the Director of the FBI to terminate the investigation of individuals based solely upon their affiliation with The Black Panther Party.

Response: All documents requested by Request 1 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.



2. All documents retained by FBI Headquarters which are indexed by name to The Black Panther Party and the other named plaintiffs which have been generated during the tenure of defendant Bell as Attorney General.

Response: All documents requested by Request 2 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

3. All documents originated by the FBI which are retained by FBI Headquarters and the California Field Officers of the FBI involving (a) the establishment, organization, purposes, conduct, and termination of the Black Nationalist Counter-intelligence Program (COINTELPRO); (b) FBI COINTELPRO documents relating to The Black Panther Party and the other named plaintiffs; (c) documents which the FBI furnished to the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities (the Church Committee) relating to the Black Nationalist COINTELPRO, The Black Panther Party COINTELPRO, and the FBI domestic security investigation of The Black Panther Party or any other named plaintiff.

Response: All documents requested by Request 3 have been made available, subject to the objections set forth in Defendants' Objections to Plaintiffs' Third Request For Production of Documents, and (1) with the exception of the documents described in Defendants' Motion For Extension of Time, filed March 2, 1978, and (2) with the exception of the electronic surveillance authorization and requesting memoranda provided to the Senate Select Committee. These memoranda previously have been provided plaintiff Black Panther Party in David Dellinger, et al., v. John N. Mitchell, et al., Civil Action No. 1768-69 (D.D.C.), except for the documents which are made available this date.



4. All documents captioned under the name of plaintiff Huey P. Newton which have been originated by FBI Headquarters and California Field Offices of the FBI from 1973 to the present date.

Response: All documents requested by Request 4 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

5. All CIA documents indexed by name to The Black Panther Party and the other named plaintiffs which were generated by the CIA during the tenures of defendants Bush and Turner as Director of Central Intelligence.

Response: All documents requested by Request 5 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

6. All documents originated by the CIA which are indexed ~~by name to the Black Panther Party and the named plaintiffs~~ and maintained by (a) the Special Operations Group of the Counterintelligence Staff of the Directorate of Operation (Operation CHAOS), (b) the Office of Security, and (c) the Domestic Contact Service.

Response: All documents requested by Request 6 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

7. All documents originated by the Treasury Department -- including documents of the Bureau of Alcohol, Tobacco, and Firearms and the national office of the Internal Revenue Service and the San Francisco, Los Angeles, Manhattan, and Hartford District of the IRS, and the Western and North Atlantic Regions of the IRS -- which are indexed by name to The Black Panther Party and the other named plaintiffs.



Response: All documents requested by Request 7 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978. (Treasury Department does not have any documents, other than IRS and AT&F documents.)

8. Records concerning the events described in the affidavit of Mr. William E. Williams, i.e.: (a) records relating to a meeting held on August 21, 1974, which was attended by Mr. Williams and other IRS officials to discuss the status of the IRS examination of the income tax returns of Huey P. Newton; (b) records relating to the IRS examination of Huey P. Newton; and (c) documents originated by the former Special Services Staff of the IRS relating to The Black Panther Party and the other named plaintiffs.

Response: All documents requested by Request 8 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

9. Department of the Army documents originated by the Army which are indexed by name to The Black Panther Party and the other named defendants.

Response: All documents requested by Request 9 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

10. United States Postal Service documents originated by the Postal Service -- including documents originated by its predecessor, the United States Post Office -- which are indexed by name to the Black Panther Party and the other named plaintiffs, including documents concerning the events described in Mr. Bailar's affidavit, i.e.: (a) records of, or pertaining to, the opening of any mail addressed to The Black Panther Party or any of the named plaintiffs by the United States



Postal Service; and (b) records relating to the determination of the United States Postal Service on April 6, 1976 that The Black Panther Intercommunal News Service met the criteria for a second class publication and the prior determination that this publication did not meet those criteria.

Response: All documents requested by Request 10 have been made available, subject to the objections set forth in defendants' Objections to Plaintiffs' Third Request for Production of Documents, filed March 3, 1978.

Respectfully submitted,

Barbara Allen Babcock  
BARBARA ALLEN BABCOCK  
Assistant Attorney General

EARL J. SILBERT  
United States Attorney

Anthony J. Steinmeyer  
ANTHONY J. STEINMEYER

Larry J. Jensen  
LARRY J. JENSEN

LARRY GREGG  
GLENN V. WHITAKER  
JOSEPH SHER

Attorneys for Defendants  
Attorneys, Department of Justice  
Washington, D.C. 20530  
Tel: 739-3383



CERTIFICATE OF SERVICE

I hereby certify on this 2<sup>nd</sup> day of March, 1978, that  
a copy of the foregoing Response To Plaintiffs' Third Request  
For Production Of Documents was served by first class mail  
on the following counsel for plaintiffs:

Bruce J. Terris, Esquire  
1526 18th Street, N.W.  
Washington, D.C. 20036

Fred J. Hiestand, Esquire  
Coppelman & Hiestand, Esquire  
Suite 217  
Claremont Hotel  
Asby & Domingo Avenues  
Berkeley, California 94705

Mark Lynch  
600 Pennsylvania Ave. S.E. #301  
Washington, D.C. 20003

Joseph E. Casey  
517 Ring Building  
1200 Eighteenth St., N.W.  
Washington, D.C. 20036

Brian P. Gettings  
Leonard, Cohen & Gettings  
1400 N. Uhle Street  
Courthouse Square  
P.O. Box 742  
Arlington, Va. 22216

Larry Jensen  
LARRY JENSEN



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY,  
et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

---

OBJECTIONS TO PLAINTIFFS' THIRD REQUEST  
FOR PRODUCTION OF DOCUMENTS

Griffin B. Bell, Attorney General of the United States, William H. Webster, Director of the Federal Bureau of Investigation, Administrator Stansfield Turner, Director of the Central Intelligence Agency, Benjamin Bailar, Postmaster General, Jerome Kurtz, Commissioner of Internal Revenue Clifford Alexander, Secretary of Army, and Rex D. Davis, Director, Bureau of Alcohol, Tobacco and Firearms, defendants in their official capacities, by their undersigned attorneys, hereby object as follows to producing certain documents, or portions of document, in response to plaintiffs' Third Request for Production of Documents:

Requests 1-6, 7 (in part), 8-10:

Objections are made to producing documents or portions of documents originated by the Department of Justice, Federal Bureau of Investigation, Central Intelligence Agency, Bureau of Alcohol, Tobacco and Firearms, Department of Army, and the United States Postal Service, encompassed by Requests 1 through 4 and 7 through 10, which:



- (1) would disclose the identity of informants or other sources who have provided information on an express or implied promise of confidentiality;
- (2) would disclose the identity of a person who is or has been the subject of an investigation;
- (3) would disclose the identity of an organization which is the subject of an investigation;
- (4) would disclose information which is privileged from disclosure in the national interest;
- (5) would disclose classification stamps, file numbers, or other administrative markings;
- (6) would disclose information which otherwise is not relevant; or
- (7) would disclose information protected from disclosure by the governmental privilege for intra-agency communications or by the attorney-client privilege.

For the convenience of the parties and the Court, the above-described objections are reflected by the following deletion code symbols: <sup>\*</sup>/

- A. - informant information;
- B. - information received from other agencies;
- C. - third party information - confidential source;
- D. - third party information - individual subject of an investigation;
- E. - third party information - organization subject of a current investigation;

<sup>\*</sup>/ In producing documents, the Department of Army and Bureau of Alcohol, Tobacco and Firearms did not utilize the deletion code set forth above. These documents will be provided again within 30 days with the deletion codes added.



- F. - information privileged from disclosure in the national interest;
- G. - information that is not otherwise relevant;
- H. - classification stamps;
- I. - file numbers;
- J. - governmental and attorney-client privilege; and
- K. - administrative markings.

Request 7:

Objections are made to producing documents or portions of documents originated by the Internal Revenue Service, encompassed by Request 7, which:

- (1) would disclose third-party tax information prohibited from disclosure by 26 U.S.C. § 6103;
- (2) would disclose the identity of informants or other sources who have provided information on an express or implied promise of confidentiality;
- (3) would disclose information encompassed by the attorney-client privilege;
- (4) would disclose information constituting attorney work product;
- (5) would disclose irrelevant information, including information relating to third parties; and
- (6) information protected from disclosure by the governmental privilege for intra-agency memoranda.

Because of the nature of material provided by the Internal Revenue Service, unique to tax functions of that agency, the above-described objections are not reflected by deletion codes but by a detailed index to the numerous boxes of information provided plaintiffs. That index is available for inspection and copying.

Respectfully submitted,

*Barbara Allen Babcock 12/7/71*  
BARBARA ALLEN BABCOCK  
Assistant Attorney General



Anthony J. Steinmeyer  
ANTHONY J. STEINMEYER

Larry L. Gregg  
LARRY L. GREGG

GLENN V. WHITAKER  
R. JOSEPH SHER  
LARRY JENSEN

Attorneys for All Defendants  
Except Moore and Sullivan

Attorneys, Department of Justice  
10th & Constitution Avenue, N.W.  
Washington, D. C. 20530  
Telephone: 739-4686



CERTIFICATE OF SERVICE

I certify that a copy of the foregoing OBJECTIONS TO PLAINTIFFS' THIRD REQUEST FOR PRODUCTION OF DOCUMENTS was served on the parties by mail, addressed to their attorneys as follows:

Bruce J. Terris, Esq.  
1526 18th St. N.W.  
Washington, D. C. 20036

Mark Lynch, Esq.  
600 Pennsylvania Ave. S.E.  
Suite 301  
Washington, D. C. 20003

Joseph E. Casey, Esq.  
517 Ring Bldg.  
1200 18th St. N.W.  
Washington, D. C. 20036

Brian P. Gettings, Esq.  
William L. Stauffer, Esq.  
1400 N. Uhle St.  
Courthouse Square  
P.O. Box 742  
Alexandria, Virginia 22216

Larry L. Gregg  
Larry L. Gregg, Attorney  
U. S. Department of Justice  
10th & Constitution Ave. N.W.  
Civil Division  
Room 3330  
Washington, D. C. 20530  
Telephone: (202) 739-4686

DATE: 2 March 1978





OFFICE OF  
THE DIRECTOR

DEPARTMENT OF THE TREASURY  
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS  
WASHINGTON, D.C. 20226

MAY 04 1978

Mr. William H. Webster, Director  
Legal Counsel Division  
Federal Bureau of Investigation  
Washington, D.C. 20535

FEDERAL GOVERNMENT

Dear Mr. Webster:

This is in response to your letter dated April 12, 1978, received in this office on April 19, 1978, requesting ATF advice as to disclosure of five documents which contain information furnished to the FBI by ATF. A copy of your letter is attached.

We enclose one copy of the five documents with three deletions recommended on the document dated November 22, 1974.

Any questions concerning this matter may be directed to [redacted] Office of Disclosure, ATF Headquarters, telephone [redacted]

Sincerely yours,

*Paul Morisy*  
Assistant to the Director  
(Disclosure)

Enclosure

b6  
b7C

EX-101

REC-5

62-117842-199

MAY 8 1978

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803R00H/ML





UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

DATE : April 12, 1978

TO : Director  
Bureau of Alcohol, Tobacco and Firearms  
Room 4000  
1200 Pennsylvania Avenue, Northwest  
Washington, D.C. 20226

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed are five documents containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the documents returned to the FBI with comments regarding their releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

Enclosures (5)

b6  
b7C

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 80260 JON

ENCLOSURE

62-117442-199





UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
San Francisco, California

SF 157-1203

Ser. 7918.

ATF

Reply, Please Refer to  
No.

November 22, 1974

HUEY PERCY NEWTON

On August 1, 1974, [REDACTED] Special Agent, Bureau of Alcohol, Tobacco, and Firearms, (ATF) U.S. Treasury Department, [REDACTED] advised that his office was at that time attempting to file federal charges against Newton and Heard for Felon in Possession of a Firearm, and also an additional charge against Heard for violation of Title 18, USC, Appendix, Section 1202(b)(1), anyone employed by a felon as a bodyguard. [REDACTED] stated that in the event the ATF is successful in developing information with a stronger conviction potential than the OPD case, the ATF will attempt to obtain U.S. Attorney authorization for federal prosecution of Newton and Heard for violation of federal gun control laws.

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 103R00104

ENCLOSURE

62-117442-199



SF 92-2920  
Serial 17  
ATF

2/4/74

AIRTEL

AIR MAIL

TO: DIRECTOR, FBI  
(ATTN: DIVISION #9 - SPECIAL INVESTIGATIVE DIVISION)  
FROM: SAC, SAN FRANCISCO (92-2920) (P)  
SUBJECT: HUEY P. NEWTON  
AR  
OO: San Francisco

Subject NEWTON and his associates are currently under investigation by the Alcohol, Tobacco, Tax, and Firearms (ATF) Section, Oakland, California. Based on informant information received by these agencies that NEWTON and his associates, several of whom are convicted felons, are carrying concealed weapons, ATF has recently set up a surveillance tower in connection with their investigation as well as conducting multiple surveillances. However, to date have developed no pertinent evidence or information indicating violations in which the Bureau has jurisdiction.

340990  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9603RCP/44

62-117442-199



OPTIONAL FORM NO. 10  
MAY 1962 EDITION  
GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

## Memorandum

WLB  
JW  
DIRECTOR, FBI (100-448006)

DATE: 9/24/69

SAC, LOS ANGELES (157-4054) (P)

SUBJECT:

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST-HATE GROUPS  
RACIAL INTELLIGENCE  
BLACK PANTHER PARTY (BPP)

[REDACTED] is currently attempting to purchase two machine guns and two passports from an unknown individual. This investigation is being conducted by Alcohol Tobacco and Firearms, Los Angeles, and close liaison is being maintained.

b6  
b7C

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9-9-93 BY 9803R0074

62-117442-199



100-448006

SEN 653

ATF

# ROUTE IN ENVELOPE

1 -  
1 -  
1 -



b6  
b7C

SAC, Portland (157-347)

3/13/69

Director, FBI (100-448006) - 153

REC-127

EX-110

COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE

On 3/5/69 ATFD advised it is most appreciative of the counterintelligence potential of this suggestion; however, ATFD does not feel implementation of this suggestion is feasible at a headquarters level.

ATFD representatives advised that ATFD is not a centralized organization and headquarters does not have the authority to dictate to its local offices. Also, ATFD feels this suggestion might hamper investigative efforts in individual cases.

340970  
ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9-9-93 BY 9603 R009-47

62-117442-199



**DATE:** 1/31/69

During November, 1968, the Portland Office of Alcohol and Tobacco Tax (A and TT) 225 U.S. Courthouse, mailed to approximately thirty persons, both male and female, in the Portland and Eugene area a copy of the enclosed "Public Notices" concerning required gun registration under the new Federal law. Along with the enclosed leaflet were several xerox copies of local newspaper articles relating to provisions of the new law. The envelopes used were regular Internal Revenue Service franked envelopes postmarked Portland.

Enough time has now passed to assess the effects of the mailings. A and TT has advised that there has been no publicity through any media and no adverse effects to the agency whatsoever. About six persons telephoned Portland A and TT, obviously shaken and nervously asking

why they received the leaflet since their inquiry disclosed that no universal mailing was made. A and TT responded that since the Government desired that all possible information be made available on the new law, the leaflets were sent to persons who might be especially interested in its provisions--to insure that they were informed. A and TT continued that if the caller desired any further information, an agent would personally contact the caller if the latter would furnish his name and address. In each instance with request of name and address the anonymous telephone caller immediately hung up.

A and TT has observed that since the mailing some recipients in whom the office was interested as extremists and possible gun law violators have been entirely inactive.

ALL INFORMATION CONTAINED

THIS DOCUMENT IS UNCLASSIFIED

DATE 9.9.93 BY 9803WAL/neh

Portland has been informed by A and TT that the above statement is correct. The enclosed form 3807 is utilized by A and TT to receive such property.



## UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

## Memorandum

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Serv. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_

TO : Assistant Director  
 Criminal Investigative Division

DATE: 4/18/78

FROM : Legal Counsel

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

PURPOSE: To request authority for Departmental Attorney (DA) Joseph R. Sher to review Federal Bureau of Investigation Headquarters (FBIHQ) Extremist Matter investigation (157-12301) of plaintiff, Elaine Dorothy Brown, in connection with the preparation of interrogatories in captioned lawsuit.

SYNOPSIS AND DETAILS: Captioned lawsuit was filed in the United States District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high-level Governmental officials to ruin the Black Panther Party politically and financially. The Complaint demands in excess of one million dollars in general and punitive damages, plus statutory damages for electronic interceptions provided in Title 28, United States Code, Section 2520.

EX 104

REC-65

62-117442 200

In connection with the preparation of interrogatories to plaintiffs to be propounded on behalf of the Federal defendants in captioned lawsuit, Joseph R. Sher, Civil Division, Department of Justice (DOJ), wishes to review the FBIHQ files relating to the Extremist Matter investigation (157-12301) of [REDACTED]

[REDACTED] Mr. Sher has advised Special Agent [REDACTED] Legal Counsel Division (LCD), that he has the MAY 9 1978 necessary security clearances permitting access to documents classified top secret.\*

- 1 - [REDACTED]  
 1 - [REDACTED]  
 1 - Civil Litigation Unit

MFK:bbh

(4)

340990  
ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 9-7-93 BY 9803RCP/ML

\*On 4/19/78 [REDACTED] Security Office, Department of Justice, verified that Mr. Sher had a top secret clearance as of 3/19/76.

SEE CID ADDENDUM, PAGE 3

SEE LCD ADDENDUM, PAGE 4

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ





Memorandum to the Assistant Director, CID  
Re: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.

Mr. Sher's review of this material will be under  
the supervision of LCD personnel.

RECOMMENDATION: That DA Joseph R. Sher be given access to  
FBIHQ files relating to the Extremist  
Matter investigation of  *RAF*

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. *JRM*  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_



✓

ADDENDUM: CRIMINAL INVESTIGATIVE DIVISION VRT:pjm 4/21/78

The Domestic Security and Terrorism Section has considered Legal Counsel's recommendation that Departmental Attorney Joseph R. Sher be given access to the FBIHQ file of [redacted] the Black Panther Party, et al., v. Edward Levi, et al., Civil Action No. 76-2205. The Domestic Security and Terrorism Section believes that if Mr. Sher is given access to this file, the file first be reviewed to ensure there is no information contained in the file from foreign governments with the caveat that the information not be disseminated outside the FBI. Additionally, this review should locate all information furnished by individuals who requested their identity be protected and the identities of our informants.

b6  
b7C

*Per Sher/jan*

*m/JP*



Memorandum to the Assistant Director, CID, from Legal Counsel  
Re: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.

ADDENDUM - LEGAL COUNSEL DIVISION (LCD), MFK:bbh, 4/24/78

Reference is made to the Criminal Investigative Division's (CID) addendum recommending restricted access to the FBIHQ file concerning [redacted] (157-12301). Because of CID's particular familiarity with this kind of investigation and type of information that should not be disseminated, it is the recommendation of the LCD that the Domestic Security and Terrorism Section review the [redacted] file for all information that should be protected from disclosure. This information should be clearly marked as to identify that information which should not be made available to Departmental Attorney Joseph R. Sher.

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_

Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

SA [redacted], Domestic Security and Terrorism Section, Criminal Investigative Division reviewed Bufile 157-12301 (4 sections) and Serials containing information which is not to be disseminated outside the FBI was marked and brought to the attention of SA [redacted] Legal Counsel Division

5/5/78



Commissioner  
Immigration and Naturalization

May 24, 1978

William H. Webster, Director  
Federal Bureau of Investigation

1 -   
1 - Civil Lit. Unit - Enc.

① BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

~~INTERNAL SECURITY~~

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed is one document containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the document returned to the FBI with comments regarding its releasability.

Any questions regarding this matter may be directed to Special Agent  Legal Counsel Division, FBI Headquarters, telephone

Enclosure

NOTE: This communication requests the Immigration and Naturalization Service to review the enclosed document containing information originated by their agency for classification and releasability prior to furnishing it in response to plaintiffs' discovery request in captioned lawsuit. This document was inadvertently forwarded to the Department of State by letter dated 4/12/78.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. (5) \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MFK:bbh

(5)

MFK

ENCLOSURE

MAILED 7

MAY 25 1978

FBI

EX-101

REC-26

22 MAY 26 1978

MAIL ROOM ☐

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 10330ph

MFK  
FBI/DOJ



FBI

Date: 4/2/70

CODE

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

TELETYPE

NITEL

Via \_\_\_\_\_ (Priority)

Mr. Tolson  
Mr. W. J. Mohr  
Mr. DeLoach  
Mr. Casper  
Mr. Callahan  
Mr. Conrad  
Mr. Felt  
Mr. Gale  
Mr. Rosen  
Mr. Sullivan  
Mr. Tavel  
Mr. Trotter  
Tele. Room  
Miss Holmes  
Miss Gandy

TO: DIRECTOR, FBI (100-448006), NEW YORK (100-151140) AND  
SAN FRANCISCO (157-601)

FROM: SAC, WFO (157-1292)

COUNTERINTELLIGENCE PROGRAM - BLACK NATIONALISTS - HATE  
GROUPS; RACIAL INTELLIGENCE - BLACK PANTHER PARTY (BPP).

CENTRAL OFFICE, IMMIGRATION AND NATURALIZATION SERVICE (INS),  
WASHINGTON, D. C. (WDC), PRESENTLY <sup>ATTEMPTING</sup> UNABLE TO LOCATE   
SIGNATURE IN THEIR FILES AND WILL PROMPTLY NOTIFY THE  
WASHINGTON FIELD OFFICE (WFO) WHEN LOCATED.

b6  
b7C

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-2-93 BY 608900/elt

ENCLOSURE

62-117442-201





DEPARTMENT OF STATE

Washington, D.C. 20520

May 18, 1978

FEDERAL GOVERNMENT

Legal Counsel Division  
FBI Headquarters  
Washington, D. C. 20535

Re: Black Panther Party et al v.  
Edward Levi, et al (USDC D.C.)  
Civ. No. 76-2205

Dear [redacted]

The Director's letter of April 12, 1978, addressed to the Secretary of State has been referred to this office. Two of the three documents transmitted are in fact documents of this agency. They have been decontrolled and may be released. The third document appears to concern only the FBI and the Immigration Service in the Department of Justice. All three documents are returned.

Sincerely,

[redacted]

Enclosures:

As stated

ST-106  
REC-13

62-117442-202

23 MAY 26 1978

3-  
ENCLOSURE

[redacted]

62-117442

42  
JUN 1 2 1978

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803 R001/ML



SF 157-1203-7636

CIA  
STATE

FBI

Date: 3/13/73

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

AIRTEL

AIR MAIL

REGISTERED

Via \_\_\_\_\_

(Priority)

TO : ACTING DIRECTOR, FBI (105-165429)

FROM : SAC, SAN FRANCISCO (157-1203) (P)

RE : RUBY PERCY NEWTON, aka  
EM-BEE (RE)  
OO: SF

ENCLOSURE POOR QUALITY  
RETURN TO FADRC

On 2/26/73, the Department of State furnished information for limited official use that [REDACTED] (PROTECT) has informed the Department of State that RUBY P. NEWTON was to visit Oslo, Norway on 3/6/73 and 3/7/73. NEWTON was to be in Copenhagen on 3/2/73, then proceed to Stockholm, Oslo, and Helsinki. The Norwegian Student Union planned to arrange a press conference for NEWTON, and had requested an appointment at the Foreign Ministry (which was expected to be granted, at a low level, because of what was described as the Ministry's "open door" policy).

b7D

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803ROOK/KCH

ENCLOSURE

62-117442-202





Department of State

NR Follow Ser 762  
STATE DEPT  
TELEGRAM

LIMITED OFFICIAL USE  
**UNCLASSIFIED**

697

PAGE 01 OSLO 00738 261535Z

45

ACTION EUR-25

INFO OCT-01 ADP-00 PPT-02 SCA-01 SY-07 PM-09 NSC-10 SS-14

RSC-01 CIAE-00 DODE-00 INR-09 NSAE-00 PA-03 USIA-12

PRS-01 RSR-01 CU-04 FBI-01 JUSE-01 /101 W  
033509

R 261500Z FEB 73  
FM AMEMBASSY OSLO  
TO SECSTATE WASHDC 6343  
INFO AMEMBASSY COPENHAGEN  
AMEMBASSY HELSINKI  
AMCONSUL FRANKFURT  
AMEMBASSY STOCKHOLM

LIMITED OFFICIAL USE OSLO 738

FRANKFURT FOR RSO

SUBJ: BLACK PANTHER LEADER HUEY NEWTON TO VISIT SCANDINAVIA

[REDACTED] (PROTECT) HAS INFORMED  
US THAT BLACK PANTHER LEADER HUEY NEWTON WILL VISIT OSLO  
MARCH 6 AND 7. ACCORDING TO INFORMATION RECEIVED BY THE  
MINISTRY FROM THE NORWEGIAN STUDENT UNION, NEWTON WILL BE  
IN COPENHAGEN MARCH 5, THEN PROCEED TO STOCKHOLM, OSLO AND  
HELSINKI. THE NORWEGIAN STUDENT UNION PLANS TO ARRANGE A  
PRESS CONFERENCE FOR HIM AND HAS REQUESTED AN APPOINTMENT  
AT THE FOREIGN MINISTRY (WHICH WILL PROBABLY BE GRANTED  
AT A LOW LEVEL, BECAUSE OF WHAT OUR SOURCE DESCRIBES AS  
THE MINISTRY'S "OPEN DOOR" POLICY).

b7D

2. COMMENT: THERE IS A HISTORY OF LEFTIST STUDENT INTEREST  
IN RECEIVING A BLACK PANTHER SPOKESMAN IN SCANDINAVIA. EFFORTS  
TO BRING ELERIDGE CLEAVER HERE IN 1969 AND AGAIN IN 1971  
FOUNDERED ON THE DANGER OF A US REQUEST FOR EXTRADITION  
(SEE STOCKHOLM 2535 AND STATE 147451, BOTH OF 1969, AND  
OSLO 2098, OSLO 2210, AND STATE 132533, ALL 1971). WE  
ASSUME THAT THERE ARE NO LEGAL IMPEDIMENTS TO A VISIT BY  
HUEY NEWTON.

68 MAR 13 1973

**UNCLASSIFIED**

NOT RECORDED  
9/5/93

62-117442-202

2-5F RH 3/5/73  
ACTION) AGF/hub

b6  
b7C

ORIGINAL FILED IN 105-16570



4  
DATE : May 24, 1978

TO : Honorable Cyrus R. Vance  
The Secretary of State  
Washington, D.C. 20520

~~FEDERAL GOVERNMENT~~

FROM : William H. Webster, Director

SUBJECT: BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE NO. 76-2205

For your information, plaintiffs in captioned lawsuit are seeking discovery of a broad range of documents from the files of the Federal Bureau of Investigation (FBI) relating to themselves; the Black Panther Party; and the Counterintelligence Program (COINTELPRO), designated Black Nationalist-Hate Groups.

Enclosed is one document containing information furnished to this Bureau by your agency. It is requested that this information be reviewed with regard to its current classification and the document returned to the FBI with comments regarding its releasability.

Any questions regarding this matter may be directed to Special Agent [redacted] Legal Counsel Division, FBI Headquarters, telephone [redacted]

Enclosure

NOTE: This communication requests the Department of State to review the enclosed document containing information originated by their agency for classification and releasability prior to furnishing it in response to plaintiffs' discovery request in captioned lawsuit. This document was inadvertently forwarded to the Immigration and Naturalization Service by letter dated 4/12/78.

MFK:bbh (5)

EX-125

REC-45

62-117442-203

1 - Civil Litigation Unit - Enc.

MAY 30 1978

340790  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 803900/pret

FBI/DOJ

ENCLOSURE

JUN 12 1978

MAIL ROOM



FBI

Date: 4/2/70

CODE

Transmit the following in

TELETYPE

(Type in plaintext or code)

NITEL

(Priority)

Mr. Tolson  
Mr. Wicks  
Mr. Mohr  
Mr. Bishop  
Mr. Casper  
Mr. Callahan  
Mr. Conrad  
Mr. Felt  
Mr. Gale  
Mr. Rosen  
Mr. Sullivan  
Mr. Tavel  
Mr. Trotter  
Tele. Room  
Miss Holmes  
Miss Gandy

b6  
b7C

TO: DIRECTOR, FBI (100-448006), NEW YORK (100-151140) AND  
SAN FRANCISCO (157-601)

FROM: SAC, WFO (157-1292)

AB 7/1/70

COUNTERINTELLIGENCE PROGRAM - BLACK NATIONALISTS - HATE  
GROUPS; RACIAL INTELLIGENCE - BLACK PANTHER PARTY (BPP).

ON APRIL ONE, LAST, [REDACTED] VISA OFFICE, UNITED  
STATES DEPARTMENT OF STATE (USDS), AND [REDACTED] SECURITY  
OFFICE, USDS, BOTH ADVISED A SEARCH THROUGH THEIR RESPECTIVE  
FILES FAILED TO LOCATE PAPERS OR DOCUMENTS BEARING SIGNATURE OF  
[REDACTED]

b6  
b7C

340990  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-2-93 BY 9803RCP/eh

62-117442-203

ENCLOSURE



840770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9-17-93 BY 60380/pen

62-117442-204

ENCLOSURE



UNITED STATES GOVERNMENT

# Memorandum

TO: *NES* DIRECTOR, FBI  
*JAV* ATTN: LEGAL COUNSEL DIVISION

DATE: 5/24/78

FROM : SAC, WFO (62-10991) (P)

SUBJECT: *O* BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE #76-2205

ReWFOlet, 2/23/78.

Enclosed for the Bureau is one xerox copy of the  
current docket sheet as of 5/16/78.

WFO will follow and report.

ENCLOSURE ATTACHED

EX-125

REC-79

*62-117442-204*

5 MAY 26 1978

*2* - Bureau (Enc. 1) ENCLOSURE  
1 - WFO  
MCP:mkg

(3)



ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803 RCO/MSH

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

70 JUN 15 1978



62-10991

FPI-HAR

PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 10 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
1978			
Feb	02	MOTION by deft. #7 for order compelling pltfs. to answers to certain interrogatories; P&A's; table of authorities; statement of facts; c/m 2-1-78.	
Feb	02	MOTION by deft. #7 for order compelling pltfs. for production of documents; P&A's; table of authorities; statement of facts; c/m 2-1-78.	
Feb	03	MOTION by federal defts. to enlarge time for responding to third request of pltfs. for production of documents, time having expired; P&A's; c/m 2-3-78.	
Feb	06	MOTION of deft., George C. Moore in opposition to motion of pltfs. for a protective order; table of authorities; P&A's; c/m 2-3-78.	
Feb	09	OPPOSITION of defts., except defts., Moore & Sullivan, to motion of pltfs. for a protective order; c/m.	
Feb	10	ANSWERS by pltf., John George to interrogatories of deft., George C. Moore; c/m 2-9-78.	
Feb	14	ANSWER by pltf., Elaine Brown to interrogatories of deft., George C. Moore; c/m 2-13-78.	
Feb	14	RESPONSE of pltfs. to motion of deft., Moore for order compelling answers to interrogatories; c/m 2-14-78.	
Feb	14	OPPOSITION of pltfs. to motion of deft., Moore for order compelling answers to certain interrogatories; c/m 2-14-78.	
Feb	14	OPPOSITION by pltf., Black Panther Party to motion of deft., Moore for order compelling production of documents; c/m 2-14-78.	
Feb	14	AFFIDAVIT of Linda Morton; c/m 2-14-78.	
Feb	15	REPLY by pltfs. to opposition of defts. to motion of pltfs. for a protective order; c/m 2-15-78.	
Feb	21	REQUEST (first) by deft. Moore to pltfs., Thomas & Flora Gladwin for production of documents; c/m 2-17-78.	
Feb	21	REQUEST (first) by deft. Moore to pltfs., John & Elizabeth Huggins for production of documents; c/m 2-17-78.	
Feb	21	REQUEST (first) by deft. Moore to pltf., Elaine Brown for production of documents; c/m 2-17-78.	

SEE NEXT PAGE

DC-111A REV. (1/75)

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9-29-93 BY 9803 RCO/KH



PLAINTIFF	DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.	EDWARD LEVI, et al.	PAGE 11 OF _____ PAGES

DATE	NR.	PROCEEDINGS
978 Feb	21	REQUEST (first) by deft. Moore to pltf., Earl Neil for production of documents; c/m 2-17-78.
Feb	21	REQUEST (first) by deft. Moore to pltf., Huey P. Newton for production of documents; c/m 2-17-78.
Feb	21	REQUEST (first) by deft. Moore to pltf., Donald Freed for production of documents; c/m 2-17-78.
Feb	21	REQUEST (first) by deft. Moore to pltf., Berton Schneider for production of documents; c/m 2-17-78.
Feb	21	REQUEST by deft. Moore to the Clerk to remove from the docket with prejudice motion of deft. Moore for order compelling answers to interrogatories by pltfs., Elaine Brown & John George; c/m 2-17-78.
Feb	22	NOTICE by pltfs. of filing affidavit of Michael Fultz; affidavit of Michael Fultz; c/m 2-17-78.
Feb	22	SUPPLEMENTAL Memorandum by pltfs. concerning motion by pltfs. for a protective order; c/m 2-22-78.
Feb	23	NOTICE by pltfs. of filing affidavit of Fred J. Hiestand; affidavit of Fred J. Hiestand; c/m 2-23-78.
Mar	03	RESPONSE of defts. to third request of pltfs. for production of documents; c/m 3-3-78.
Mar	03	OBJECTIONS of defts. #2, #5, #8, #14, #16, & #20 to third request of pltfs. for production of documents; c/m 3-2-78.
Mar	03	MOTION by defts. except defts. Moore & Sullivan for extension of time to complete the production of documents; P&A's; c/m 3-2-78.
Mar	29	MOTION by deft., George C. Moore for order compelling production of documents and for such other relief as is just; P&A's; c/m 3-28-78.
Mar	30	RESPONSE of pltfs. to motion of deft., George C. Moore for order compelling production of documents and for such other relief as is just; c/m 3-30-78.
Apr	4	FURTHER response by the Federal Bureau of Investigation to pltf. third request for production of documents; c/m 4-3-78.
Apr	4	FURTHER objections by William H. Webster, Director of the Federal Bureau of Investigation to pltfs. third request for production of documents; c/m 4-3-78.







Internal Revenue Service  
**memorandum**

date: May 11, 1978

to: Director  
Federal Bureau of Investigation

from: Acting Disclosure Officer  
Philadelphia Service Center

FEDERAL GOVERNMENT

subject: Black Panther Party, et al., v.  
Edward Levi, et al.  
(U.S.D.C., D.C.)  
Civil Action File No. 76-2205

This is in reply to your letter addressed to Jerome Kurtz,  
Commissioner of Internal Revenue, dated 4-12-78.

We have researched both organizations in our files and failed  
to find any record of their filing any returns that are required  
to be filed by an Exempt Organization.

Attachments 3

3- ENCLOSURE

EX-124

REC-71

62-117442-205  
25  
2 MAY 22 1978

MAY 22 1978

70 JUN 19 1978

481  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-1-83 BY 9803 RDD/MA

LEGAL COUNSEL

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b7C



UNITED STATES GOVERNMENT

# Memorandum

100-448006  
ser 1648  
IRS

TO : DIRECTOR, FBI (100-448006)

DATE: 2/17/70

FROM : SAC, SAN DIEGO (100-14192)(P)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

On 2/13/70, [REDACTED] Internal Revenue Service, San Diego, advised that as far as his organization can determine, the US Organization is not required to submit any IRS forms. Therefore, any further activity in this regard is not anticipated at this time.

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HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803A001/24

62-117442-205  
ENCLOSURE



UNITED STATES GOVERNMENT

# Memorandum

100-448006  
SER 1434  
IRS

TO : DIRECTOR, FBI (100-448006)

DATE: 11/17/69

FROM : *EJ* SAC, SAN DIEGO (100-14192) (P)

SUBJECT: *O* COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

On 11/14/69, [REDACTED] Internal Revenue Service, was recontacted and advised that he has not yet received results of inquiries he has submitted concerning IRS forms which should have been submitted by the US organization.

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803 RDD/pk

62-117442-205  
ENCLOSURE



100-448006  
SEC 1408  
IRS

UNITED STATES GOVERNMENT

# Memorandum

TO : DIRECTOR, FBI (100-448006)

FROM : SAC, SAN DIEGO (100-14192)(P)

SUBJECT: COUNTERINTELLIGENCE PROGRAM  
BLACK NATIONALIST - HATE GROUPS  
RACIAL INTELLIGENCE  
(BPP)

DATE: 11/10/69



(U) (X) (V)

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Bureau approved information regarding the incorporation of US, Incorporated, has been furnished to [redacted] Criminal Investigative Section, Internal Revenue Service. On 11/7/69, [redacted] advised that he has made appropriate inquiries concerning whether or not this group has filed the necessary forms and expects results of his inquiries in approximately two weeks. [redacted] stated that he has requested information as to whether or not US filed the appropriate forms for the years 1967 and 1968.

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DATE 9-2-93 BY 8803 RCO/WH

ENCLOSURE

117442-205





# DEPARTMENT OF THE TREASURY

U.S. CUSTOMS SERVICE

WASHINGTON

JUN 13 1978



REFER TO

ENF-3-06 CC:H JEL

FEDERAL GOVERNMENT

Mr. William H. Webster  
Director  
Federal Bureau of Investigation  
Washington, D.C. 20535

ATTN:  Special Agent

RE: Black Panther Party, et al. v. Edward Levi, et al.,  
U.S.D.C., D.C., Civil Action No. 76-2205

Dear Mr. Webster:

In response to your request that the Customs Service review the enclosed document and comment to you regarding its releasability, we have no objection to its release.

Sincerely yours,

*Thaddeus Rojek*

Thaddeus Rojek  
Chief Counsel

b6  
b7C

Enclosure

SI-124

REC-5

62-117442-204

23 JUN 16 1978

ENCLOSURE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9603R00/4



100-448006

SER 1743

FBI

Date: 4/6/70

CUSTOMS

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)

Via AIRTEL

(Priority)

TO: DIRECTOR, FBI (100-448006)

FROM: SAC, WFO (155-1292) (RUC) (P)

COUNTER INTELLIGENCE PROGRAM  
 BLACK NATIONALISTS - HATE GROUPS  
 RACIAL INTELLIGENCE - BPP

b6  
b7C

On 4/6/70, it was determined from U.S. Customs House,  
 WDC, their forms now utilized in making out customs declarations  
 no longer requires a signature.

340770  
 ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9-7-93 BY 9803R00/m4

ENCLOSURE

62 117442-206



## memorandum

DATE:

JUN 15 1978

REPLY TO  
ATTN OF:Leonel J. Castillo, Commissioner  
Immigration and Naturalization Service

FEDERAL GOVERNMENT

SUBJECT:

Black Panther Party, et al. v. Edward Levi, et al., (U.S.D.C., D.C.),  
Civil Action File No. 76-2205

TO:

William H. Webster, Director  
Federal Bureau of Investigation  
Department of Justice

This is in reply to your request for our review of three specific documents in connection with the discovery process in the captioned lawsuit.

The document dated April 2, 1970, which is a teletype to the Director from the Special Agent in Charge of the Washington Field Office, concerns records of the State Department Visa Office rather than the INS. We have so advised Special Agent [ ] Legal Counsel Division, FBI Headquarters, by telephone. The other documents, consisting of teletypes to the Director from New York, dated April 1, 1970, and from the Washington Field Office, dated April 6, 1970, both captioned "Counter Intelligence Program, Black Nationalists-Hate Group, Racial Intelligence-BPP", are not classified.

As requested, we are returning the copies of these three documents which were enclosed with your memorandum.

FOR THE COMMISSIONER

*David Crosland*  
David Crosland  
General Counsel

Attachments

EX-106  
REC-37

62-117442-207

23 JUN 30 1978

ENCLOSURE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803R001/4



JUL 24 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

☆ U.S. Government Printing Office: 1977-241-530/3474

OPTIONAL FORM NO. 10  
(REV. 7-76)  
GSA FPMR (41 CFR) 101-11.6  
5010-112

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100-448006

SEN 1743

INS

FBI

Date: 4/6/70

Transmit the following in \_\_\_\_\_

(Type in plaintext or code)

AIRTEL

(Priority)

TO: DIRECTOR, FBI (100-448006)

FROM: SAC, WFO (156-1292) (RUC) (P)

COUNTER INTELLIGENCE PROGRAM  
BLACK NATIONALISTS - HATE GROUPS  
RACIAL INTELLIGENCE - BPP

b6  
b7C

On 4/3/70, INS Central Office, WDC, made available a copy of I-94 form in name of [REDACTED] showing her entry into U.S. 8/30/69 at NYC. This form does not bear her signature.

ENCLOSURE

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9-7-93 BY 9803R00/MCH

62-117442-207



FBI

Date: 4/2/70

CODE

Transmit the following in

(Type in plaintext or code)

TELETYPE

NITEL

Via

(Priority)

Mr. Tolson  
Mr. W. J. Mohr  
Mr. Bishop  
Mr. Casper  
Mr. Callahan  
Mr. Conrad  
Mr. Felt  
Mr. Gale  
Mr. Rosen  
Mr. Sullivan  
Mr. Tavel  
Mr. Trotter  
Tele. Room  
Miss Holmes  
Miss Gandy

TO: DIRECTOR, FBI (100-448006), NEW YORK (100-151140) AND  
SAN FRANCISCO (157-601)

FROM: SAC, WFO (157-1292)

COUNTERINTELLIGENCE PROGRAM - BLACK NATIONALISTS - HATE  
GROUPS; RACIAL INTELLIGENCE - BLACK PANTHER PARTY (BPP).

b6  
b7c

ON APRIL ONE, LAST, [REDACTED] VISA OFFICE, UNITED  
STATES DEPARTMENT OF STATE (USDS), AND [REDACTED] SECURITY  
OFFICE, USDS, BOTH ADVISED A SEARCH THROUGH THEIR RESPECTIVE  
FILES FAILED TO LOCATE PAPERS OR DOCUMENTS BEARING SIGNATURE OF  
CONSTANCE EVADINE MATTHEWS.

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-9-93 BY 603500p/et

ENCLOSURE

62-117442-207



100-448006

SEN-1748

NR028 NY CODE

FEDERAL BUREAU OF INVESTIGATION  
COMMUNICATIONS SECTION

1140 PM URGENT 4-1-70 RPM

APR 1 1970

TO DIRECTOR (100-448006)

TELETYPE

ATT DOMESTIC INTELLIGENCE DIVISION

WASHINGTON FIELD

SAN FRANCISCO (157-621)

FROM NEW YORK (100-161140) 1P

Mr. Tolson	_____
Mr. DeLoach	_____
Mr. Walters	_____
Mr. Mohr	_____
Mr. Bishop	_____
Mr. Casper	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. Felt	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Sullivan	<input checked="" type="checkbox"/>
Mr. Tavel	_____
Mr. Soyars	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

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b7C

COUNTERINTELLIGENCE PROGRAM-BLACK NATIONALISTS-HATE  
GROUPS; RACIAL INTELLIGENCE-BLACK PANTHER PARTY (BPP).

ON APRIL ONE INSTANT, A REPRESENTATIVE OF THE  
ADMINISTRATIVE SECTION, INS, TWO ZERO WEST BROADWAY, NYC, ADVISED  
THAT HE COULD LOCATE NO DOCUMENTS OR PAPERS WHICH WOULD BEAR THE  
SIGNATURE OF CONSTANCE EVADINE MATTHEWS, BPP NATIONAL FIGURE.

THE INS REPRESENTATIVE ADVISED THAT THE AFOREMENTIONED  
DOCUMENTS OR PAPERS COULD BE LOCATED AT INS HEADQUARTERS, WDC.  
ADMINISTRATIVE

WFO  
hndly  
AC

B-A

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 7-93 BY 1038000/4

INS SOURCE MENTIONED IS C. C. SAVA, CHIEF, ADMINISTRATIVE  
SECTION, INS, NYC.

END

RYW

DCW

56 APR 21 1970  
FBI WASHDC

REC-92

14 APR 16 1970

ENCLOSURE

62-117442-207



DATE:

JUN 16 1978

UNITED STATES GOVERNMENT

# memorandum

REPLY TO  
ATTN OF:

Leonel J. Castillo, Commissioner  
Immigration and Naturalization Service

SUBJECT:

Black Panther Party, et al. v. Edward Levi, et al., (U.S.D.C., D.C.)  
Civil Action File No. 76-2205

TO: William H. Webster, Director  
Federal Bureau of Investigation  
Department of Justice

FEDERAL GOVERNMENT

This is in reply to your memorandum of May 24, 1978, enclosing a copy of a single document containing information furnished to the Bureau by this agency, dated April 2, 1970, and addressed to the Director from the Special Agent in Charge, Washington Field Office, and captioned "Counter Intelligence Program, Black Nationalists-Hate Group, Racial Intelligence-Black Panther Party (BPP). The information contained therein is not classified.

As requested, we are returning this document herewith.

FOR THE COMMISSIONER

*David Crosland*

David Crosland  
General Counsel

Attachment

ENCLOSURE

EX-136  
REC-13

62-117442-208

JUN 22 1978

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-2-93 BY 9803 RCO/peh



AUG 2 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

U.S. Government Printing Office: 1977-241-530/3474

OPTIONAL FORM NO. 10  
(REV. 7-76)  
GSA FPMR (41 CFR) 101-11.6  
5010-112

PERS. REC. UNIT



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

FILED

JUN 27 1978

THE BLACK PANTHER PARTY, et al.,  
Plaintiffs  
v  
EDWARD LEVI, et al.,  
Defendants

JAMES F. DAVEY, Clerk  
Civil Action  
No. 76-2205

ORDER

'Upon consideration of the Motion of Certain Defendants for Summary Judgment, all matters submitted in support of and in opposition to the Motion, the entire record herein, and the Court having heard argument on the Motion, the Court finds and concludes as follows:

1. Plaintiffs did not plead specific factual, nonconclusory allegations against the moving defendants as required by the Federal Rules of Civil Procedure;
2. Defendants' Motion for Summary Judgment was "properly supported" by affidavits, which evidenced their lack of involvement in the general acts which were alleged and their good faith in taking any acts with regard to the plaintiffs. Defendants' submission was substantiated by the recency of their respective present and former terms of offices which did generally not coincide with specific acts alleged in the Amended Complaint.
3. Plaintiffs did not oppose defendants' Motion with a sufficient evidentiary submission of their own, and instead relied on the affidavit of their counsel pursuant to Rule 56 (f). Since that affidavit was filed, however, plaintiffs have had ample opportunity to take such discovery and have

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DATE 9-7-93 BY 9803ROU/MSH

62-117442

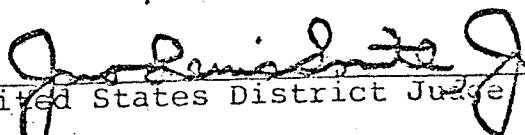
M/MSK  
K/MSK



taken discovery. Despite this discovery, plaintiffs have not made a timely evidentiary submission to the Court in opposition to defendants' Motion.

Accordingly, for the above reasons, it is by the Court this 27<sup>th</sup> day of July 1978

ORDERED that the motion for summary judgment of defendants Griffin B. Bell, W. Michael Blumenthal, Clifford L. Alexander, Stansfield Turner, Benjamin F. Bailar, Edward H. Levi, George Bush, William E. Simon, and William E. Williams is granted and the claims against these defendants in their individual capacities hereby dismissed with prejudice.

  
United States District Judge





DEPARTMENT OF STATE

Washington, D.C. 20520

FEDERAL GOVERNMENT

August 1, 1978

Mr. William H. Webster  
Director  
Federal Bureau of Investigation  
Washington, D. C. 20535

781 340990  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-92 BY 2802 R00/SEA

Dear Mr. Webster:

Re: Black Panther Party, et al.,  
v. Edward Levi, et al.  
(U.S. D.C., D.C.)  
Civil Action File No. 76-2205 (FOI #820685)

The Department of State has no objection to  
release in full of the document dated April 2, 1970  
forwarded to it as an attachment to your letter dated  
May 24, 1978.

Sincerely,

Barbara Ennis

Barbara Ennis  
Director  
Freedom of Information Staff  
Bureau of Public Affairs

Enclosure:

As stated

EX-137

REC-70

62-117442-209

LEGAL COUNSEL  
UNIT

CIVIL LITIGATION

AUG 16 10 50 AM '78

AUG 8 1978

RECEIVED

62-117442  
54817442  
62-117442  
7 1978

MAILED  
4-KAT R



FBI

## TRANSMIT VIA:

☐ Teletype  
☐ Facsimile  
☒ Airtel

## PRECEDENCE:

☐ Immediate  
☐ Priority  
☐ Routine

## CLASSIFICATION:

☐ TOP SECRET  
☐ SECRET  
☐ CONFIDENTIAL  
☐ E F T O  
☒ CLEAR

Date 9/1/78

TO: DIRECTOR, FBI (62-117442)  
 (ATTENTION: SA MICHAEL KNAPP, LEGAL COUNSEL DIVISION)

FROM: *CRM/PW* SAC, SAN FRANCISCO (62-7035)

SUBJECT: BLACK PANTHER PARTY;  
 ET AL  
 v. EDWARD LEVI;  
 ET AL  
 (U.S.D.C., D.C.)  
CIVIL ACTION NUMBER 76-2205

Re Bureau telcall to San Francisco 9/1/78.

Enclosed as requested by Bureau are one copy each  
 of seven log pages from

340990  
 ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9-2-93 BY 9803 RDD/DA

*Sealed*  
 ENCLOSURE

REC-37  
 EX-137

2 - Bureau (Enc. 7)  
 1 - San Francisco  
 RLW:lmk  
 (3)

ENCLOSURE ATTACHED

23 SEP 7 1978

Approved: *RLW*Transmitted \_\_\_\_\_  
 (Number) (Time)Per \_\_\_\_\_  
 FBI/DOJ



67-11744-210

ENCLOSURE

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-29-93 BY 34090

**EVIDENCE**  
FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C.



ENCLOSURES - 7 PAGES

SF AIRTEL TO BUREAU 9/1/78

SF FILE 62-7035

BUFILE 62-117442



#1 2:13p rb ic

SEP 17 1971

[redacted] to (JOHN SEALE) for the Minister. [redacted] said he wants=H the Minister to come to MALCOLM X. College in Chicago, Illinois to speak on September 26th. UNWOMAN replaced JOHN. [redacted] told her that the speech would be to the whole student body and would kick off the academic year. UNWOMAN ~~said~~ said she would have the secretary call him. HE SAID hi number is 312-942-3117 and said that if HUEY can't make it they would like BOBBY SEALE.

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9903ROD/mt



Time	Initial	IC OG	Activity Recorded
11:13a			continued [redacted] to call so he can get background information so he can make [redacted] presentation.
11:15a	ford	ic	[redacted] asking for BOBBY [redacted] none of whom are there. She says it concerns [redacted] c campaign. She talks to JOHN and the reason she is wants to know why [redacted] wont share the proceeds of a party with [redacted] She said the Peace and Freedom Party had called [redacted] and he said he wouldn't. She wants to know why. JOHN doesn't know.
11:18a	ford	og	[redacted] calls [redacted] who has been sick. They discuss a brother named [redacted] who was in the service and has been treated rather roughly in the hospital. [redacted] says he is working on a story about it. He is waiting to make a call to his atty. about a matter. [redacted] then discusses [redacted] and says she will be with "K" (ph) and she is dropping from school and is going to [redacted] she is sick. Yesterday she was bitten by a dog. [redacted] is concerned that if her parents object to her quitting school but is working full time at the PANTHER office, "we could be in real trouble 'cause she's only 15". BM says "she is one of the most reliable revolutionaries we have and that can be relied on". They discuss material for the paper. BM has a polaroid and can help in getting some pictures for the paper. They discussed that [redacted] is "up in the air" because they can't produce that picture of the paper boy.
11:42a	ford	ic	[redacted] of the Berkeley Unified School District calling for [redacted] Sety. who isn't in and he leaves his number for her to call back r making an appointment.
11:46a	ford	og	BY
11:50a	ford	ic	Unwoman asking what the hours are.
11:51a	ford	ic	UNMAN to [redacted] and asks for [redacted] phone No. [redacted] the Baltimore No. [redacted] The Chicago phone No. has been disconnected but [redacted] No. is [redacted] and a brother [redacted]
11:56a	ford	ic	[redacted] calling for [redacted] who isn't in. She says it is concerning WILBUR [redacted] bail. She

b6  
b7C

Log ..... Page -2-  
 Thursday 3/6/69  
 Day ..... Date .....

Employee's Name

SA [redacted]

Date Stamp

b2

340970  
 ALL INFORMATION CONTAINED  
 HEREIN IS UNCLASSIFIED  
 DATE 9-7-93 BY 9603 R 00/14



12:23a ic [redacted] calling collect. Says he is calling in from a phone booth across from the office. Everything is secure. A man will be calling in an hour from the West Side in an hour for security check. If he doesn't phone, then [redacted] should call him as [redacted] says they have no phone in their own BPP office.

3:10a ic UNMAN to JOHN SEALE reporting the office is still OK, but that the pigs are crawling all through the community.

8:30a ic [redacted] advising him that the Chairman, BOBBY SEALE, will be in court today, Department 13 on the 2nd Floor, sometime between 10:00 am and 11:00am. Right on.

8:31a og [redacted] in the San Francisco Office advising him of the Chairman's appearance in court today and saying anyone wanting to see him should go down. Right on.

10:30a ic [redacted] asking for [redacted] and is told that none of them are in. [redacted] asks that they be told he called. EH suggested that they will be in in about an hour.

11:50p ic [redacted]. RJ says she is calling from Stockton about two brothers in Santa Cruz that are being railroaded on a robbery charge. LJ refers her to [redacted] office.

12:36p ic [redacted] (at Illinois Chapter.) [redacted] will be in out there this afternoon. The sister will call with the details. C says that [redacted] is already at the airport.

12:53p ic [redacted] said he had not left yet. He asked if she was getting together stuff for him. She replied that she was getting a lot of information. [redacted] then asked if [redacted] had left. [redacted] said she had gone to see [redacted] but had not left for the East yet. [redacted] said that was what she wanted to know. OK.

1:16p ic [redacted] asking for [redacted] KB idented self to [redacted] as being with the BOSTON ROAD CHAPTER of the Bronx and said she was trying to locate [redacted] who she thought might be here. [redacted] doesn't know [redacted] and said neither are here. [redacted] asked her if there [redacted] says not.

1:23p og [redacted] to UNWOMAN at the BORNX in NY asking for verification of [redacted] who just called. [redacted] is her brother and it is believed he is enroute to San Francisco.

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Time	Initial	IC OG	Activity Recorded
12:23a	vlk	ic	[REDACTED]
1:41a	vlk	ic	UNMAN to [REDACTED] (Conversation cut off and not overheard)
2:15a	vlk	ic	UNMAN to [REDACTED] (Conversation cut off; not overheard)
3:10a	vlk	ic	UNM to [REDACTED]
3:25a	vlk	ic	UNM to [REDACTED] (Conversation cut off; not overheard)
8:30a	jhm	ic	[REDACTED]
8:31a	jhm	og	[REDACTED]
10:30a	ford	ic	[REDACTED]
11:41a	jhm	ic	[REDACTED] Conver- sation cut off and not monitored.
11:45a	jhm	ic	[REDACTED] [REDACTED] Conversation was cut off and not monitored.
11:50a	wbf	ic	[REDACTED]
1:55a	wbf	og	[REDACTED] office. (Conversation was cut off and not overheard.)
12:36p	wbf	og	[REDACTED]
12:53p	jhm	ic	[REDACTED]
1:16a	ford	ic	[REDACTED]
1:23p	ford	og	[REDACTED] at New York
2:37p	jhm	og	[REDACTED]
5:05p	rum	ic	[REDACTED]
9:10p	rffh	ic	[REDACTED]

b6  
b7C

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-2-93 BY 9803 ROP/m4

1

Employee's Name SE [REDACTED]

SA [REDACTED]  
SA [REDACTED]  
SA [REDACTED]  
SA [REDACTED]

Date Stamp

SEARCHED	INDEXED
SERIALIZED	FILED
MAR 9 1970	
FBI—SAN FRANCISCO	

Day Fri Date 3/6/70

b2



SAN FRANCISCO

4/8/70

Page 1

b2

1:55a ic Long Distance Opr. to UNW with collect call for [redacted]  
[redacted] asks if they received the  
five articles from Chicago that [redacted] was supposed to  
have sent. [redacted] says she doesn't think so and will  
check with [redacted] tells him [redacted] gave them  
three articles by phone on tape yesterday. [redacted] puts  
[redacted] on the phone and they discuss these articles  
[redacted] was to have mailed and did not get mailed.

5:39a ic [redacted]  
[redacted] says he wants to go see his mother who is losing  
her eyesight and he asks for money to go see her in Houston,  
Texas. [redacted] says he will check on it and asks where he  
he is. [redacted] says he is in Denver.

10:45a og [redacted] BP says she is calling  
in regard to [redacted] who was supposed to be there to apply  
for welfare from the state, that she filled out an application  
and on it gave her address as [redacted] NYC.  
She also said on the applic. that she has a brother in Cuba.  
EF says she is [redacted] is her only  
child. That her husband has ~~XXXXXX~~ some other children. EF  
says she wants to know why S wants state aid and why she  
has not come back home. EF says she did not know she went  
to SF and did not know where she was except that she left  
with someone. EF wanted to know who [redacted] is and what agency  
she is with. BP told her she is with the state ~~KALIFORNIA~~  
welfare agency. At this point the line goes dead.

b6  
b7C

6:32PM og [redacted] at National Distri-  
bution asking about [redacted] subscription; he hasn't  
been getting the paper. JRH gives HR's address as [redacted]  
[redacted] California [redacted] and says that HR is an  
investigator for [redacted] At this point, JRH puts HR  
on the line and HR says that he sent in a check for a sub  
last year and was getting the paper OK until a couple of weeks  
ago. [redacted] will check on it and leave a msg. for him at BPP  
HQ as he says he will drop by again on Friday and if his sub  
has expired he will write another check.

8:56PM ic [redacted] who is out  
of town. CH talks to [redacted] telling him that  
she is back in Oakland from Canada and wanted to contact [redacted]  
[redacted] JRH tells her that BM is on the east coast.

B40770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9103R00met



Time	Initial	IC OG	Activity Recorded
1:55a	dac	ic	LDO to UNW for [REDACTED]
5:39a	dac	ic	[REDACTED]
9:55am	rfh	og	[REDACTED] Call cut off and not monitored.
10:45a	rfh	og	[REDACTED]
4:28p	jhm	ic	[REDACTED] Conversation cut off and not monitored.
6:32PM	cleb	og	[REDACTED]
8:56PM	cleb	ic	[REDACTED]

b6  
b7Cb2  
b7D

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-8-93 BY 9803R00MCH

-1-

Employee's Name

SE  
SA  
SA  
SE

Log .....  
Wed. 4/8/70  
Day ..... Date .....

SEARCHED	INDEXED
SERIALIZED	FILED
APR 9 1970	
FBI—SAN FRANCISCO	



ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-98 BY 9803BCE/PAH

SA  
SA  
SA



UNITED STATES GOVERNMENT

# Memorandum

TO :

DIRECTOR, FBI (62-117442)

DATE: 8/4/77

(ATTN: SA [REDACTED])

SPECIAL

PROJECTS REVIEW UNIT, SPECIAL INVESTIGATIVE DIV.)

FROM :

ADIC, NEW YORK (62-15269)

SUBJECT:

BLACK PANTHER PARTY, ET AL V.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION NUMBER 76-2205  
BUDED 8/8/77

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803 RCO/24

ReNYairtel to Bu, 3/2/77 and Buairtel to AL, 7/19/77.

Enclosed are two boxes consisting of two copies of all communication (including intra-office memoranda), in date order, originating with the NYO subsequent to 1/1/74 obtained from the following NYO files:

1. Black Panther Party (BPP) main and sub files including COINTELPRO file.
2. HUEY P. NEWTON's main file.
3. [REDACTED] main file.
4. [REDACTED] main file.
5. [REDACTED] main file.

Also enclosed in these boxes are two copies of 1-B1 green sheets from the BPP files which note the extent of exhibits maintained at NYO. Most of the files listed in reNYlet also have 1-A sections, although none of these sections are very extensive.

ReNYOlet detailed the existence of elsur files and logs in connection with the BPP, HUEY NEWTON, [REDACTED]

There are no other serials dated subsequent to January 1, 1974, re any of the other plaintiffs in captioned matter.

- 3 - Bureau (Encls. 4)  
(1 - Special Investigative Division)  
1 - New York (Sub A)  
1 - New York

JOS:kp78



340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 803 RCO/PA  
OUTSIDE SOURCE

August 21, 1978

Honorable Clarence M. Kelley  
Apartment 1213  
2801 New Mexico Avenue, N.W.  
Washington, D.C. 20007

1 - [REDACTED]  
1 - Civ. Lit. Unit

Dear Mr. Kelley:

Reference is made to our recent conversation in which we discussed whether you should waive whatever claim for malicious prosecution you might have against [REDACTED] in return for her withdrawal as a plaintiff from the civil action entitled BPP, et al., v. Levi, et al., United States District Court, District of Columbia, Civil Action No. 76-2205, in which you are a named defendant. My recommendation was that you should not relinquish such a right of action absent compelling reasons to do so. At that time, no such reasons existed. Later developments, however, indicate that such a waiver may now be to your advantage.

Subsequent to our conversation, I was advised by Departmental Attorney Larry Gregg that on July 27, 1978, nine former Government officials who assumed office after 1974, had been dismissed as defendants from this suit. Two of these officials had previously refused to relinquish their claims against [REDACTED]. Since their dismissal you are the only present defendant who has not waived such an action.

In addition, Mr. Gregg advised that the Government is preparing to move for the dismissal of two of the three plaintiffs seeking money damages in this suit for filing spurious answers to Defendants' First Interrogatories - specifically, the BPP and Huey Newton. If [REDACTED] is dismissed from the suit no claims for damages will

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Adm. Servs. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director's Sec'y \_\_\_\_\_

MFK:imw  
(5)

MAILED 7

EX-130

V-34

DE 41

See NOTE - Page 2

AUG 22 1978

FBI

REC-21

AUG 28 1978

ENCLOSURE

FBI/DOJ



Honorable Clarence M. Kelley

remain, only injunctive relief against various Government agencies. Mr. Gregg feels that unanimity among the remaining defendants in releasing their claims against [redacted] will insure her dismissal from the suit, and might dispose the Court to act favorably on the defendants' motion for dismissal of the BPP and Huey Newton, if by doing so it could dispense with the damage issue entirely - including countersuits.

In light of these developments, I would now recommend that you expressly relinquish whatever claim in the nature of malicious prosecution you might have against [redacted] in return for the dismissal of her part of this suit. You may do so by executing the enclosed letter.

Sincerely yours,

John A. Mintz  
Assistant Director - Legal Counsel

Enclosure

NOTE: This communication is being sent to advise Mr. Kelley of recent developments in the defense of captioned lawsuit and to recommend that he relinquish whatever claim in the nature of malicious prosecution he may have against [redacted] in return for her voluntary dismissal from this suit.

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_



August 22, 1978

R. Joseph Sher, Esq.  
United States Department of Justice  
Room 3330  
10th Street and Constitution Avenue  
Washington, D. C. 20530

Re: BPP, et al., v.  
LEVI, et al.,  
(U.S.D.C., D.C.)  
CIVIL ACTION NO. 76-2205

Dear Mr. Sher:

I have reconsidered my position in regard to  
relinquishing whatever claim for malicious prosecution  
I might have against [REDACTED] I have  
decided to waive such claim upon her agreement to a  
stipulated dismissal with prejudice of all claims filed  
against me in this litigation.

Sincerely,

Clarence M. Kelley

340970  
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HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9802 R00 new

62-117442-2/2 Jan 8/22

ENCLOSURE

b6  
b7C



UNITED STATES GOVERNMENT

# Memorandum

TO: *WBS* DIRECTOR, FBI  
ATTN: LEGAL COUNSEL DIVISION

DATE: 9/7/78

FROM : SAC, WFO (62-10991) (P)

SUBJECT: *6* BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION #76-2205

Re WFO letter to Bu, 5/24/78.

Enclosed for the Bureau is one xerox copy of the current docket sheet as of 8/30/78.

WFO will follow and report.

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 9803R00P/BA

EX-121  
REC-33

62-117442-213

9 SEP 8 1978

2 - Bureau (Enc. 1) **ENCLOSURE**  
1 - WFO  
MCP:mkg

*WLF*  
LEGAL COUNSEL

(3)



62-117442-1007338

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

62 SEP 21 1978



## CIVIL DOCKET CONTINUATION SHEET

FBI-MAR

PLAINTIFF

DEFENDANT

THE BLACK PANTHER PARTY, et al.

EDWARD LEVI, et al.

DOCKET NO. 76-2205

PAGE 12 OF 12 PAGES

DATE	NR.	PROCEEDINGS
978		
Apr	06	STIPULATION extending time for pltf. to & including 4-7-78 to make any objections to request of deft., Moore for production of documents and further given until May 8th to produce documents. (N) SMITH, J.
Apr	07	OBJECTIONS by all pltfs. except for The Black Panther Party to first request for production of documents by deft. #7.
Apr	18	REQUEST (first) by defts. to pltf., Huey P. Newton for production of documents.
Apr	18	INTERROGATORIES (first) by defts. to pltf., Huey P. Newton.
Apr	18	REQUEST (first) by defts. to pltf., Huey P. Newton for admissions.
Apr	18	REQUEST by defts. to attach page 2 to first interrogatories of defts. to pltf., Huey P. Newton; page 2.
Apr	26	RESPONSE of pltfs. to suggestion of death upon the record of William C. Sullivan.
June	08	NOTICE by all defts. except Moore & Sullivan to take deposition of pltf. Elaine Brown.
June	08	REQUEST (first) by all defts. except Moore & Sullivan to pltf. Elaine Brown for production of documents.
June	08	MOTION by all defts. except Moore & Sullivan to shorten time; P&A's
June	12	INTERROGATORIES (first) (8) by defts. to pltfs. Berton Schneider, Earl Neil, Thomas Gladwin, Donald Freed, Elizabeth Huggins, John George, Flora Gladwin, and John Huggins.
June	12	MOTION of defts. except Moore and Sullivan for sanctions for failure of pltfs. Black Panther Party & Huey P. Newton to provide discovery; P&A's; attachment.
June	22	RESPONSE of pltfs. to motion of defts. Bell, et al. for sanctions for failure to provide discovery.
July	06	MEMORANDUM of P&A's by all defts. except for Moore & Sullivan in reply to response of pltfs. to motion of defts. Bell, et al. for sanctions for failure to provide discovery.
July	10	MOTION by pltfs. for extension of time in which to file responses to interrogatories: P&A's.
July	10	SUPPLEMENTAL Memorandum by defts. in support of the motion of certain defts. for summary judgment.

(SEE NEXT PAGE)

DC-111A REV. (1/75)

FBI 340970  
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 DATE 9-1-93 BY 9803RCP/AN

ENCLOSURE

62 117442 213



## CIVIL DOCKET CONTINUATION SHEET

62-1089

FD-503

PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 13 OF 13 PAGES
DATE	NR.	PROCEEDINGS	
1978			
July	25	MOTION by pltfs. for leave to file a further response to motion of Federally-Represented defts. for sanctions for failure to provide discovery; P&A's.	
*			
July	28	ORDER filed 7-27-78 granting motion of defts., Bell, Blumenthal, Alexander, Turner, Bailar, Levi, Bush, Simon, and Williams for Summary Judgment and the Claims against thes defts. in their individual capacities only hereby dismissed with prejudice. (N) Smith, J.	
*			
July	27	RESPONSES by pltf., Huey Newton to first request for admissions by Federally represented defts. (Fiat) SMITH, J.	
July	27	OBJECTIONS by pltf. Black Panther Party to the interrogatories of the Federally represented defts. (Fiat) SMITH, J.	
July	27	OBJECTIONS by pltf., Huey Newton to interrogatories (first) of Federally represented defts. (Fiat) SMITH, J.	
July	27	RESPONSE by pltf., Huey P. Newton to request for production of documents (first) by Federally represented defts. (Fiat) SMITH, J.	
July	27	RESPONSE by pltf., Black Panther Party to request for production of documents (first) by Federally represented defts. (Fiat) SMITH, J.	
July	27	ANSWERS by pltf., Huey P. Newton to interrogatories (first) by Federally represented defts; Exhibits. (Fiat) SMITH, J.	
July	27	RESPONSES by pltf., Black Panther Party to interrogatories of Federally represented defts. (Fiat) SMITH, J.	
July	31	MOTION by pltfs. for substitution of Marion L. Sullivan for deft. William C. Sullivan, deceased; P&A's; attachment.	
Aug	11	FURTHER RESPONSE of Pltffs. Black Panther Party and Huey P. Newton to federally represented defts. motion for sanctions; Affidavit.	
Aug	16	MOTION by pltfs. for extension of time to file responses to interrogatories.	
Aug	28	MEMORANDUM by all defts. except George C. Moore and William C. Sullivan in opposition to Pltffs' motion for an extension of time to respond to Interrogatories.	



# Memorandum

TO : DIRECTOR, FBI  
ATTN: LEGAL COUNSEL DIVISION

DATE: 11/13/78

FROM : SAC, WFO (197-57) (P)

SUBJECT: BLACK PANTHER PARTY, VS.  
EDWARD LEVI, ET AL  
(U.S.D.C., D.C.)  
CIVIL ACTION FILE #76-2205

Enclosed for FBIHQ is a copy of the docket entries  
in U. S. District Court as of 11/9/78.

WFO will follow and report.

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED

DATE 9/7/93 BY 9803 RCB/44

ST-113

2 - Bureau (Enc. 1)

1 - WFO

GEO:mkg

(3)

ENCLOSURE

REC-39

62-117442-214

NOV 14 1978

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DEC 6 1978

62-117442-214

U.S. Savings Bonds Regularly on the Payroll Savings Plan



PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 11 OF 11 PAGES
DATE	NR.	PROCEEDINGS	
1978			
Feb	21	REQUEST (first) by deft. Moore to pltf., Earl Neil for production of documents; c/m 2-17-78.	
Feb	21	REQUEST (first) by deft. Moore to pltf., Huey P. Newton for production of documents; c/m 2-17-78.	
Feb	21	REQUEST (first) by deft. Moore to pltf., Donald Freed for production of documents; c/m 2-17-78.	
Feb	21	REQUEST (first) by deft. Moore to pltf., Berton Schneider for production of documents; c/m 2-17-78.	
Feb	21	REQUEST by deft. Moore to the Clerk to remove from the docket with prejudice motion of deft. Moore for order compelling answers to interrogatories by pltfs., Elaine Brown & John George; c/m 2-17-78.	
Feb	22	NOTICE by pltfs. of filing affidavit of Michael Fultz; affidavit of Michael Fultz; c/m 2-17-78.	
Feb	22	SUPPLEMENTAL Memorandum by pltfs. concerning motion by pltfs. for a protective order; c/m 2-22-78.	
Feb	23	NOTICE by pltfs. of filing affidavit of Fred J. Hiestand; affidavit of Fred J. Hiestand; c/m 2-23-78.	
Mar	03	RESPONSE of defts. to third request of pltfs. for production of documents; c/m 3-3-78.	
Mar	03	OBJECTIONS of defts. #2, #5, #8, #14, #16, & #20 to third request of pltfs. for production of documents; c/m 3-2-78.	
Mar	03	MOTION by defts. except defts. Moore & Sullivan for extension of time to complete the production of documents; P&A's; c/m 3-2-78.	
Mar	29	MOTION by deft., George C. Moore for order compelling production of documents and for such other relief as is just; P&A's; c/m 3-28-78.	
Mar	30	RESPONSE of pltfs. to motion of deft., George C. Moore for order compelling production of documents and for such other relief as is just; c/m 3-30-78.	
Apr	4	FURTHER response by the Federal Bureau of Investigation to pltf. third request for production of documents; c/m 4-3-78.	
Apr	4	FURTHER objections by William H. Webster, Director of the Federal Bureau of Investigation to pltfs. third request for production of documents; c/m 4-3-78.	

DC-111A REV. (1/75)

62-10991

ALL INFORMATION CONTAINED  
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DATE 9/2/93 BY 603600/24

ENCLOSURE



PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 12 OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1978			
Apr	06	STIPULATION extending time for pltf. to & including 4-7-78 to make any objections to request of deft., Moore for production of documents and further given until May 8th to produce documents. (N) SMITH, J.	
Apr	07	OBJECTIONS by all pltfs. except for The Black Panther Party to first request for production of documents by deft. #7.	
Apr	18	REQUEST (first) by defts. to pltf., Huey P. Newton for production of documents.	
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June	08	MOTION by all defts. except Moore & Sullivan to shorten time; P&A's	
June	12	INTERROGATORIES (first) (8) by defts. to pltfs. Berton Schneider, Earl Neil, Thomas Gladwin, Donald Freed, Elizabeth Huggins, John George, Flora Gladwin, and John Huggins.	
June	12	MOTION of defts. except Moore and Sullivan for sanctions for failure of pltfs. Black Panther Party & Huey P. Newton to provide discovery; P&A's; attachment.	
June	22	RESPONSE of pltfs. to motion of defts. Bell, et al. for sanctions for failure to provide discovery.	
July	06	MEMORANDUM of P&A's by all defts. except for Moore & Sullivan in reply to response of pltfs. to motion of defts. Bell, et al. for sanctions for failure to provide discovery.	
July	10	MOTION by pltfs. for extension of time in which to file responses to interrogatories P&A's.	
July	10	SUPPLEMENTAL Memorandum by defts. in support of the motion of certain defts. for summary judgment.	

3  
(SEE NEXT PAGE)



PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-2205</u>
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE <u>13</u> OF <u>    </u> PAGES
DATE	NR.	PROCEEDINGS	
1978			
July	25	MOTION by pltfs. for leave to file a further response to motion of Federally-Represented defts. for sanctions for failure to provide discovery; PSA's.	
*			
July	28	ORDER filed 7-27-78 granting motion of defts., Bell, Blumenthal, Alexander, Turner, Bailar, Levi, Bush, Simon, and Williams for Summary Judgment and the Claims against thes defts. in their individual capacities only hereby dismissed with prejudice. (N) Smith, J.	
*			
July	27	RESPONSES by pltf., Huey Newton to first request for admissions by Federally represented defts. (Fiat) SMITH, J.	
July	27	OBJECTIONS by pltf. Black Panther Party to the interrogatories of the Federally represented defts. (Fiat) SMITH, J.	
July	27	OBJECTIONS by pltf., Huey Newton to interrogatories (first) of Federally represented defts. (Fiat) SMITH, J.	
July	27	RESPONSE by pltf., Huey P. Newton to request for production of documents (first) by Federally represented defts. (Fiat) SMITH, J.	
July	27	RESPONSE by pltf., Black Panther Party to request for production of documents (first) by Federally represented defts. (Fiat) SMITH, J.	
July	27	ANSWERS by pltf., Huey P. Newton to interrogatories (first) by Federally represented defts; Exhibits. (Fiat) SMITH, J.	
July	27	RESPONSES by pltf., Black Panther Party to interrogatories of Federally represented defts. (Fiat) SMITH, J.	
July	31	MOTION by pltfs. for substitution of Marion L. Sullivan for deft. William C. Sullivan, deceased; PSA's; attachment.	
Aug	11	FURTHER RESPONSE of Pltffs. Black Panther Party and Huey P. Newton to federally represented defts. motion for sanctions; Affidavit.	
Aug	16	MOTION by pltfs. for extension of time to file responses to interrogatories.	
Aug	28	MEMORANDUM by all defts. except George C. Moore and William C. Sullivan in opposition to Pltffs' motion for an extension of time to respond to Interrogatories.	
Sept.	07	NOTICE by all defts. except George C. Moore and William C. Sullivan of resubmission of requests for admission and for production of documents.	
Sept.	07	NOTICE by all defts. except George C. Moore and William C. Sullivan of deposition of Pltff Elaine Brown.	
(SEE NEXT PAGE)			



PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-2205</u>
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE <u>14</u> OF <u>    </u> PAGES
DATE	NR.	PROCEEDINGS	
1978 Sept.	08	REPLY by Pltffs. to Defts' Memorandum in Opposition to Pltffs' motion for an extension of time to respond to Interrogatories.	
Sept.	08	MOTION by Pltffs for waiver of Page Limitations.	
Sept.	14	MOTION by defts. except Moore and Sullivan for an order to show cause; P&A's; Exhibits A & B.	
Sept.	14	RESPONSE by pltf., Father Earl Neil to interrogatories of the Federally represented defts.	
Sept.	14	RESPONSE by Pltffs. John & Elizabeth Huggins to Interrogatories of the Federally represented defts.	
Sept.	14	RESPONSE by Pltff Berton Schneider to Interrogatories of the Federally represented defts.	
Sept.	14	RESPONSE by Pltff. Donald Freed to Interrogatories of the Federally represented defts.	
Sept.	14	RESPONSE by Pltff. John George to Interrogatories of the Federally represented defts.	
Sept.	14	RESPONSE by Pltffs. Thomas & Flora Gladwin to Interrogatories of the Federally represented defts.	
Sept.	20	MOTION by pltfs. for waiver of page limitations.	
Sept.	21	INTERROGATORIES (first) by pltfs. to the Federally represented defts.	
Sept.	21	REQUEST (fourth) by pltfs. for production of documents from the Federally represented defts.	
Sept	21	MOTION by pltfs. for order under Rule 37 compelling discovery by Federal defts.; P&A's; Affidavit of Peter J. Eglick; Appendices A thru K to the Points and Authorities in support of the motion.	
Sept	22	MOTION by defts. Bell, et al. except Moore and Sullivan for extension of page limitation provided by Local Rule 1-9(e); Exhibit (P&A's)	
Sept	25	ORDER filed 9-21-78 permitting pltfs. to file with this Court a Statement of P&A's in Support of pltfs. motion to compel discovery by Federal defts. That is no more than 55 pages in length. (N) Smith, J.	
Sept	25	RESPONSE by pltfs. to motion of Federally represented defts. for an order to show cause; Affidavit of Morton H. Halperin; Exhibits A thru V.	

(See next page)



## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 15 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
1978			
* Sept.	26	ORDER filed 9-25-78 granting motions of defts. Bell, et al. for extension of Page Limitation provided by Local Rule 1-9(e) and directing the Clerk to file Supplemental Memorandum of points and authorities in support of defts. motion for sanctions for failure to provide discovery. (N) Smith, J.	
* Sept.	25	SUPPLEMENTAL memorandum by defts. Bell, et al., except Moore and Sullivan of points and authorities in support of the motion of defts. Bell, et al. for sanctions for failure to provide discovery; Attachments 1 thru 8.	
Sept.	28	NOTICE by defts. of Typographical Errors in Supplemental Memorandum filed 9/22/78.	
Oct.	03	STIPULATION agreed to by Pltff. Elaine Brown and the defts pursuant to FRCP 41 (a) (1) (ii). All claims filed by pltff. against All defts. are dismissed with prejudice (N) Smith, J.	
Oct.	04	REPLY memorandum by defts. Bell, et al., except Moore and Sullivan in support of motion for an order to show cause.	
Oct.	04	MOTION of defts. Bell, et al., except Moore and Sullivan for an extension of time in which to respond to motion of pltfs. to compel, first interrogatories and fourth request for documents; P&A's.	
Oct	16	MOTION by pltfs. for reconsideration of order granting motion of defts., Bell, et al. for extension of page limitation; P&A's; exhibit.	
Oct	17	MEMORANDUM by pltfs. in opposition to motion of defts., Bell, et al. for an extension of time in which to respond to motion of pltfs. to compel, first interrogatories, and fourth request for documents.	
Oct	18	RESPONSE of deft., Moore to response of pltfs. to motion of federally represented defts. for an order to show cause; affidavit of William L. Stauffer, Jr.	
Oct	18	NOTICE by pltfs. of filing additional exhibit to response to motion of federally represented defts. for an order to show cause; exhibit.	
Oct	18	MOTION by defts., Bell, et al. including all defts. except Moore & Sullivan for partial summary judgment or in the alternative for sanctions; statement of material facts; table of cases & authorities; P&A's.	
Oct	20	MOTION by deft. Moore to adopt motion of defts. Bell, et al, for sanctions for failure to provide discovery.	
Oct	20	MEMORANDUM of defts. Bell, et al. in opposition to motion of pltfs. for reconsideration of order granting motion of defts. Bell, et al. for extension of page limitation.	
Oct	23	CHANGE of phone number for Larry L. Gregg & R. Joseph Sher, counsel for defts. except Moore & Sullivan. ;	

SEE OVER



## CIVIL DOCKET CONTINUATION SHEET

FPI-MAR-5-7-78

PLAINTIFF		DEFENDANT	DOCKET NO. 76-2205
THE BLACK PANTHER PARTY, et al.		EDWARD LEVI, et al.	PAGE 16 OF PAGES
DATE	NR.	PROCEEDINGS	
1978			
Oct	23	REPLY Memorandum by defts. in support of the motion of defts. for an extension of time; attachment.	
Oct	24	REPLY by pltfs. to response of deft. Moore to response of pltfs. to motion of federally defts. for an order to show cause.	
Oct	25	RESPONSE of pltfs. to motion of deft., Moore to adopt motion of defts., Bell, et al. for sanctions for failure to provide discovery.	
Oct	27	RESPONSE of pltfs. to supplemental memorandum of P&A's in support of motion by federally-represented defts. for sanctions for failure to provide discovery and memorandum of defts. Bell, et al. in opposition to motion for reconsideration of order granting motion of defts., Bell, et al. for extension of page limitations.	
Oct	30	MEMORANDUM of P&A's by pltfs. in opposition to motion by federally-represented defts. for partial summary judgment or in the alternative for sanctions; affidavit of Bruce J. Terris; exhibit.	
Nov	03	NOTICE by Lawrence J. Jensen of withdrawal of appearance for the United States.	
Nov	03	REPLY Memorandum in support of the motion of defts., Bell except for for Moore & Sullivan for partial summary judgment or for sanctions; table of cases; exhibits 1 thru 4.	
Nov	06	STATUS CALL: Motion of defts., Bell, et al. filed 2-3-78 for enlargement granted; Motion of defts., Bell, et al. filed 3-2-78 for extension of time to compel granted; Motion of pltf. for extension of time to file response to interrogatories filed 7-10-78 granted; Motion of pltf. to file response to interrogatories filed 8-16-78 granted; Motions hearing on motion of defts., Bell, et al. to extend time to respond to motion of pltf. to compel set for 11-22-78 at 9:30 A.M. (Rep: Dawn Copeland) SMITH, J.	



~~CONFIDENTIAL~~

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

0  
THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

MOTION OF DEFENDANTS BELL, ET AL.,<sup>\*/</sup>  
FOR EXTENSION OF PAGE LIMITATION  
PROVIDED BY LOCAL RULE 1-9(e)

Defendants Bell, et al. move for a 6 page extension of the 35 page limitation provided by Local Rule 1-9(e), in order that the attached SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF THE MOTION OF DEFENDANTS' BELL, ET AL. FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY might be filed with the Clerk.

Defendants moved for sanctions in June when, after several months, the Black Panther Party and Huey Newton had failed to respond in any fashion to the discovery directed to them (no extensions were sought from the Court). Plaintiffs opposed that motion, and defendants replied to that opposition.

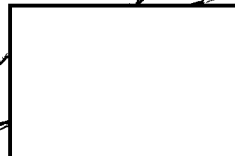
Subsequently, plaintiffs responded to defendants' discovery. Those responses not only are grossly late, they are "grossly inadequate." National Hockey League v. Metropolitan Hockey Club, 427 U.S. 639, 642 (1976).

ENCLOSURE

62 117442  
NOT RECORDED

23 OCT 6 1978

62-117442  
\*/ Defendants Bell, et al. include all defendants except Moore and Sullivan (now deceased).



b6  
b7C



Not only have plaintiffs filed incomplete and evasive answers, they have chosen to make broad claims of privilege which necessarily will have a profound impact on any further proceedings herein. The extension of the page limitation is needed in order that the defendants might fully discuss the ramifications of the way plaintiffs have now chosen, belatedly, to respond to discovery.

Accordingly, for the foregoing reasons, defendants request the Court to grant the extension and direct the Clerk to file defendants' attached Supplemental Memorandum.

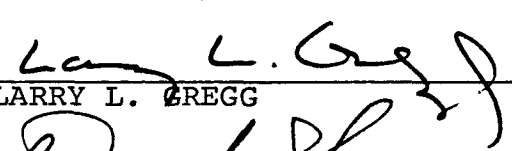
Respectfully submitted,

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

\_\_\_\_\_ /

ORDER

Upon consideration of the Motion of Defendants Bell, et al. for Extension of Page Limitation Provided by Local Rule 1-9(e) and the entire record herein, defendants' motion is hereby GRANTED and the Clerk is directed to file the Supplemental Memorandum of Points and Authorities in Support of the Motion of Defendants' Bell, et al. for Sanctions for Failure to Provide Discovery.

Date: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES  
IN SUPPORT OF THE MOTION OF DEFENDANTS BELL, ET AL.  
FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY

TABLE OF CONTENTS

	<u>Page</u>
TABLE OF CASES AND AUTHORITIES.....	iii
STATEMENT.....	1
ARGUMENT.....	5
I.    DISMISSAL IS REQUIRED WHEN PLAINTIFFS SEEK TO USE PRIVILEGES TO SHIELD THEM- SELVES FROM RELEVANT DISCOVERY, HAMPER- ING DEFENDANTS' EFFORTS TO DEFEND THEM- SELVES IN THIS LAWSUIT.....	6
II.   THE INADEQUACY OF PLAINTIFFS' RESPONSES COMPEL THE DISMISSAL SANCTION.....	12
A.   Plaintiffs' Opposition to the Motion for Sanctions Reflects Inconsistencies in the Discovery Provided.....	12
B.   The "Loss" of Relevant Evidence and Designation of an Unqualified Person to Provide Answers Evidences a Lack of a Good Faith Discovery Effort.....	15
C.   Sanctions Are Required Where Plaintiffs' Answers Are Inconsistent, Incomplete and Evasive.....	19
III.  THE COURT CAN, IN ITS DISCRETION, ALSO IMPOSE LESSER SANCTIONS WHICH HAVE THE NECESSARY CON- SEQUENCES OF DISMISSAL.....	32



A.	The Limitations Defense Should Be Established as True.....	33
B.	A Qualified Immunity Defense Also Can Be Established in View of the Plaintiffs' Publicly-Stated Intentions.....	35
	CONCLUSION.....	41
	ATTACH. 1-8.....	attached
	PROPOSED ORDER.....	attached



# TABLE OF CASES AND AUTHORITIES

<u>Case:</u>	<u>Page</u>
* <u>Anderson v. Nixon</u> , 444 F. Supp. 1195 (D. D.C. 1978).....	10, 11
* <u>Anderson v. Nixon</u> , Civil Action No. 76-1794 (D. D.C., April 4, 1978).....	32, 37
<u>Bellis v. United States</u> , 417 U.S. 85 (1974).....	17
<u>Black Panther Party v. Alexander</u> , Civil Action No. C-74-1247 (N.D. Cal.).....	25
<u>Bollard v. Volkswagon of America, Inc.</u> , 56 F.R.D. 569 (W.D. Mo. 1971).....	17
<u>Bramble v. Kleindienst</u> , 357 F. Supp. 1028 (D. Col. 1973).....	11
<u>Brown v. Ames</u> , 346 F. Supp. 1176 (D. Minn. 1972).....	11
<u>Cephas v. Busch</u> , 47 F.R.D. 371 (E.D. Pa. 1969).....	32
<u>Davis v. Romney</u> , 53 F.R.D. 247 (E.D. Pa. 1971).....	32
<u>Dayco Corp. v. Goodyear Tire &amp; Rubber Co.</u> , 523 F.2d 389 (6th Cir. 1975).....	10
<u>Dellinger v. Mitchell</u> , Civil Action No. 1768-69 (D. D.C.).....	6, 20, 31
* <u>Dellums v. Powell</u> , 566 F.2d 231 (D.C. Cir. 1977).....	5
<u>Fleming v. Bernardi</u> , 1 F.R.D. 624 (N.D. Ohio 1944).....	11
<u>Holt v. Southern Railway Co.</u> , 51 F.R.D. 296 (E.D. Tenn. 1969)..	17
<u>Howser v. Pearson</u> , 95 F. Supp. 994 (D. D.C. 1951).....	33
* <u>Independent Productions Corp. v. Loew's, Inc.</u> , 22 F.R.D. 266 (S.D.N.Y. 1958).....	11
<u>Risting v. Westchester Fire Insurance Co.</u> , 290 F. Supp. 141 (W.D. Wisc. 1968).....	11
<u>Labor Youth League v. S.A.C.B.</u> , 322 F.2d 364 (D.C. Cir. 1963)..	18
* <u>Lyons v. Johnson</u> , 415 F.2d 540 (9th Cir. 1969).....	10, 12
<u>Mamiye Bros. v. Barber S. S. Lines, Inc.</u> , 241 F. Supp. 99 (S.D.N.Y. 1965).....	33
<u>Miller v. Doctor's General Hospital</u> , 76 F.R.D. 136 (W.D. Okla. 1977).....	17, 24, 25
<u>National Hockey League v. Metropolitan Hockey Club</u> , 427 U.S. 639 (1976).....	5

\* Cases and authorities chiefly relied upon are marked by asterisks.



<u>Penn Communications Specialities, Inc. v. Hess</u> , 65 F.R.D. 510 (E.D. Pa. 1975).....	11
<u>Rose Cambell Mission v. Richard</u> , 73 F.R.D. 661(D.C.Cir. 1934)	18
<u>United States v. 58.16 Acres of Land</u> , 66 F.R.D. 570 (D.C. Ill. 1975).....	32
<u>United States v. White</u> , 322 U.S. 69(1944).....	16,17

#### Rules:

FR. Civ. P., Rule 11.....	11
Rule 17(a-b).....	18,20
Rule 26(b) (1).....	11
Rule 26(e).....	14
Rule 33.....	4,6,14,19
Rule 33(a).....	3
Rule 37(d).....	2,5
F.R. Evid. Rule 902.....	33

#### Miscellaneous:

Earl Anthony, <u>Picking Up the Gun</u> , (Pyramid Ed. 1971).....	21,22,24,27
HCIS Hearings on the Black Panther Party, 91st Cong., 2d Sess. (1971).....	8,20,23,24 26,27,28, 30,34
HCIS Staff Study, "The Black Panther Party: Its Origin and Development as Reflected in Its Official Weekly Newspaper, 'The Black Panther Community News Services,'" 91st Cong., 2d Sess. (1970).....	16,21,22,34
H.R. No. 92-470, <u>Gun-Barrel Politics: The Black Panther Party</u> , 1966-71 (1971).....	8,18,29,34
<u>New Times</u> , July 10, 1978.....	9,14,28
"The Black Panther".....	passin
Wright & Miller, <u>Federal Practice and Procedure</u> , Civil: §§ 1552, 1563-64.....	20



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil No. 76-2205

EDWARD LEVI, et al.,

Defendants.

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SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES  
IN SUPPORT OF THE MOTION OF DEFENDANTS BELL, ET AL. <sup>1/</sup>  
FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY

Statement

Plaintiffs initiated this action in late 1975 against twenty present and former officials representing six federal agencies. All were sued in their individual capacities, and the present officials were sued in their official capacity. In early 1976, when new heads of the agencies involved had been appointed and confirmed, plaintiffs amended their complaint to sue these new officials in their individual capacities as well.<sup>2/</sup> In late 1976, plaintiffs served massive discovery requests for documents maintained by the

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<sup>1/</sup> Defendants Bell, et al., include all defendants except defendants Moore and Sullivan (now deceased).

<sup>2/</sup> On July 27, 1978, the Court granted the motion for summary judgment on behalf of defendants Bell, Blumenthal, Clifford Alexander, Turner, Bailar, Levi, Bush, Simon, and Williams, dismissing plaintiffs' claims against them with prejudice in view "...of plaintiffs failure to make a timely evidentiary submission to the Court in opposition to defendants' Motion."



respective agencies. Documents and responses were provided on a timely basis.<sup>3/</sup>

Defendants initiated their discovery effort in January of this year, directing interrogatories and requests for production of documents to plaintiff Black Panther Party. In April, interrogatories, requests for documents and a request for admissions were served on plaintiff Newton (head of the Black Panthers).

By July responses still had not been forthcoming from these plaintiffs. They did not even seek extensions of time from the Court. Accordingly, defendants moved for sanctions for plaintiffs' failure to provide discovery, pursuant to Rule 37(d), F.R.Civ.P. In the meantime discovery was directed to the remaining plaintiffs except for plaintiff Brown<sup>4/</sup>.

Opposing the motion, plaintiffs attributed their failure to provide answers to the fact that Elaine Brown had left the Party in "late 1977" with several other members and that, accordingly, there was no person available with the requisite knowledge to prepare answers. [Pl. June 22, 1978 Opp. 2.] This contradicted Brown's February 1978 answers to discovery directed by defendant Moore, in which she averred

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<sup>3/</sup> In various papers filed with the Court, plaintiffs have sought to gloss over the large number of documents provided them, by claiming the document response was insufficient since some documents were not coded with the deletion code, etc. Defendants dispute plaintiffs' characterizations, and they will be treated later. What is important, however, is that these minor problems (even accepting plaintiffs' characterization for the moment) do not detract from the fact that defendants have provided extensive discovery evidencing their good faith, while plaintiffs have ignored their own discovery obligations.

<sup>4/</sup> Only plaintiffs Party, Newton, and Brown seek damages. Discovery was directed to Brown and her deposition noticed; however, her counsel offered to stipulate to a dismissal with prejudice if defendants would waive any malicious prosecution claims, etc., against her for initiating the action. That stipulation was rejected by the defendants. Her deposition was renoticed. By letter of her counsel dated September 8, 1978, they have agreed to an unconditional stipulation of dismissal by Brown with prejudice.



she still was a member and, indeed, the Vice-President of the Party [Brown Ans. 4 to First Int. of Def. Moore]. They also appear to contradict the Party's own answers to discovery by defendant Moore, which had been signed by Newton in December 1977.

On July 24, responses finally were served by the Party and by Newton. These responses are seriously defective in several regards:

(1) The Party concedes the relevancy of the discovery directed to it. However, it purports to assert a privilege against revealing the identity of any person (e.g., member or officer) whose connection with the Party has not been "publicly disclosed". A privilege also is asserted to disclosing any of covert Party activities which in turn, would result in disclosure of those persons' identities. Finally, the Party's President, Newton, asserted a Fifth Amendment privilege to nearly half of defendants' discovery;

(2) The Party admits that it has lost, destroyed or misplaced most of the documents relevant to the case, so that it does not even know such basic information as the location of some of its chapters or the dates of their existence (which defendants are alleged in general terms, to have raided, destroyed, etc.);

(3) Not only has the Party disposed of this highly relevant information, but the person selected, contrary to Rule 33(a) F.R.Civ.P., to answer on its behalf was not a member of the Party's Central Committee (and therefore was not in a position to know) during the violent period of 1966-1971. Persons who were in the Party leadership continue to be members of the Central Committee and could have provided "such information as is available to the party" [Rule 33(a)]; and



(4) In many respects, the answers of the Party and Newton conflict with the answers they made in response to defendant Moore's discovery -- especially with respect to the make-up of the Central Committee. In other respects, it is clear that the responses of the plaintiffs are less than complete and are evasive. They do not meet the requirement of Rule 33 that "[e]ach interrogatory shall be answered separately and fully...." The effect of all this is that plaintiffs' "responses" evidence once again a complete lack of respect for the integrity of the discovery process. The practical effect is that, through incomplete, insufficient, evasive answers and unwarranted claims of privilege, plaintiffs have sought to block the defendants' own efforts to establish their defenses, principally that the investigation of the Black Panthers was reasonable because of the real threat posed by violent activities.

Finally, before proceeding to the discussion, one additional matter must be noted which again reflects the position in which plaintiffs have placed themselves. Defendants are now confronted with what appears to be a willful misinterpretation of a protective order with respect to the discovery provided plaintiffs by the defendants. In return for receiving third-party information they otherwise would not be entitled to, plaintiffs stipulated that they and their "counsel of record" would not disclose such information "to any other person" absent a sworn release from the third-party concerned. That Order was approved by the Court on November 15, 1977. However, notwithstanding the precise and clear language of the Order, plaintiffs have chosen to interpret it so as to allow them to disclose such information to any person they choose who might assist them in the case -- without such person personally being subject



to the Court's Order. This raises further questions about plaintiffs' good faith and defendants' ability to litigate this action under these circumstances.<sup>5/</sup>

For the following reasons as well as those previously stated, it is submitted that the Court must dismiss this action with prejudice pursuant to Rule 37(d), F.R.Civ.P.

#### Argument

Plaintiffs failed to file timely answers to discovery. When they ultimately did file, their responses were "grossly inadequate." National Hockey League v. Metropolitan Hockey Club, Inc., 427 U.S. 639, 642 (1976). Under these circumstances, the Supreme Court has held that the dismissal sanction provided by Rule 37(d) should be applied. Ibid. The late filing of answers -- especially such "grossly inadequate" answers -- does not cure the defect requiring dismissal. The proceedings to date illustrate just such a situation where dismissal is required. See Dellums v. Powell, 566 F.2d 231, 235 (D.C. Cir. 1977).

This sanction is required in two respects. First, plaintiffs have chosen to claim a privilege over significant aspects of the case -- making litigation impossible. Having made that choice (even assuming the privileges which are claimed exist or otherwise are applicable), the law requires dismissal.

Second, their responses are "grossly inadequate." Not only are they inconsistent with other answers -- leaving defendants to speculate as to which of plaintiffs' answers are correct, but they are, in many respects, clearly evasive. Equally important, plaintiffs' answers make clear that they have made no effort to preserve relevant material defendants

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<sup>5/</sup> Considering the third-party privacy interests involved in this breach, a motion has been filed asking the Court to inquire into the apparent breach and shape an appropriate remedy.



might need to establish their defenses as to the Party's violent, militant nature, etc. And although knowledgeable persons would appear to be available to provide at least some of the information, the person chosen by the Party to answer was not in a position to have that knowledge which is clearly contrary to Rule 33.

I. DISMISSAL IS REQUIRED WHEN PLAINTIFFS SEEK TO USE PRIVILEGES TO SHIELD THEMSELVES FROM RELEVANT DISCOVERY, HAMPERING DEFENDANTS' EFFORTS TO DEFEND THEMSELVES IN THE LAWSUIT.

At the outset, it must be emphasized that the Black Panther Party does not contend that any of the interrogatories or requests for documents seek information that is not relevant to their action. They claim, however, a so-called First Amendment privilege not to disclose the identity of persons (including past and present Party Central Committee members) whose association is not publicly known, at least according to plaintiffs. The Party also asserts this "privilege" to avoid disclosing any activities of the Party which might disclose those persons' identities. [BPP Ans. 21, 33, 54, 105-107, 109-112, 184, 198, 199, 223-225, 236 to Fed. Defs. First Int.] While defendants dispute the existence of such a privilege in law (a similar claim by the Party was rejected by the Court in a related case)<sup>6/</sup> and its application here (for example, the "publicly known" members of the Central Committee identified by the Party here differ in part from the "publicly known" members of the Central Committee

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6/ This occurred in Dellinger v. Mitchell, Civil Action No. 1768-69 (D.D.C.) (Robinson, J.) in which the Black Panther Party is a plaintiff. The Court's Orders in that case is attached. [Attach. 1.]

The claim was not asserted as to the identity of Party officers there. Nevertheless, the answers signed by Brown on behalf of the Party May 31, 1976, pursuant to that Order, identify only 4 persons as members of the Central Committee and only 9 persons as being Party officers from 1965 to 1976. [Attach. 2]. In answer to Interrogatory 18, the Party here states that it "...is and always has been governed by a fifteen-member body known as the Central Committee."

(cont'd on next page)



identified by the Party in response to defendant Moore's interrogatories), <sup>7/</sup> its validity and application vel non need not be reached for purposes of this discussion.

The President of the Party also claimed a privilege (the Fifth Amendment privilege against self-incrimination) in response to 34 of defendants' 82 interrogatories. These include interrogatories directed to his knowledge and involvement in the July 30, 1974 incident at the Fox Lounge which is the subject of Newton's allegation in paragraph 57(D) of the Amended Complaint that Newton and others were falsely arrested by AT&F agents (no relevancy objection is made) -- the only specific allegation directed to AT&F. [Newton Obj. 11, 12, 14, 15 to Fed. Defs. First Int.] Newton also claims a Fifth Amendment privilege to answering interrogatories directed to his tax status and his relationship with Stronghold Consolidated Productions, Inc., an organization defendants would show was solely owned by Newton (as owner of Stock Certificate No. 1) which operated as a holding corporation for the Party, through which moneys, including donations to the Party's Breakfast Program, were funneled to other Party endeavors (e.g., to post bond for Newton). Newton even asserted a Fifth Amendment privilege to answering that he ever owned Stronghold Stock Certificate No. 1, issued to him October 7, 1970. Since that would appear to be a matter of public record, the privilege does not exist. Although Newton objects to these interrogatories as not relevant,

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6/  
(cont'd)

Clearly, one answer is wrong, although both are under oath. The information sought would appear to be so readily ascertainable by the Party as to obviate any plausible explanation for the contradiction.

7/ As discussed at pp. 14-15, infra, Joan Kelley and Emory Douglas are identified in answer to defendants' Interrogatory 18 as having been Central Committee members from 1971 and 1972, respectively, to the present. However, neither are identified as having been Central Committee members (at least "publicly-known" members) in the Party's answers to the defendant Moore's Interrogatory 4a. In addition to plaintiff Brown, one other member identified there, Gwen Newton, is not named in answer to defendants' interrogatories.



they are relevant to several areas (e.g., the true nature of the Breakfast Program)<sup>8/</sup> and most directly to the allegation in paragraph 57(E) of the Amended Complaint that IRS falsely alleged back tax liability against Newton.<sup>9/</sup> [Newton Obj. 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28. 29, 30, 31, 32, 33, 34, 35, 36, 38, 39, 40, 41 to Fed. Defs. First Int.] Finally, plaintiff claims a Fifth Amendment privilege to answering interrogatories concerning incidents involving the Panthers and law enforcement officers [Newton Obj. 43, 44, 45, 56, 47, 48,<sup>10/</sup> 49 to Fed. Defs. First Int.] Although a

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8/ For example, see the testimony at Hearings before the House Comm. on Internal Security, 91st Cong., 2d Sess. 4966-68 (1971) [hereinafter HCIS Hearings] that a donation of \$20,000 to "the Black Panther Party Breakfast Program" was deposited in a Party account containing \$10.22 and that, within a week, a check for \$20,000 was drawn on that account payable to the Clerk of Alameda County as partial payment of Newton's bail. (The checks are reproduced as exhibits 27, 29, and 30). Of course, such evidence, if substantiated, would place a different light on the purpose of the Breakfast Program than the one plaintiff would attach to it.

(In the event copies of the Hearings and the House and Staff Reports, cited infra, are not readily available to the Court, they will be provided for the convenience of the Court.)

9/ Newton answered "Yes" to interrogatory 13 ("Do you contend by paragraph 57(E) that it was unreasonable for the IRS to conclude that you owed back taxes?") -- notwithstanding his objection that the tax matters are not relevant.

It is noted that, although Newton claims a Fifth Amendment privilege to answering questions about Stronghold Consolidated Productions, Inc., because of his understanding that Stronghold is currently under investigation [Newton Obj. 18 et seq. to Fed. Defs. First Int.], he has refused to establish any connection with Stronghold which would entitle him to claim a privilege facially belonging only to Stronghold.

10/ Interrogatories 48 and 49 inquire into the present location of one Flores Forbes. Forbes' location is relevant not only as a witness to the Fox Lounge incident (he was present at the time according to records maintained by AT&F, although Newton claimed privilege as to those who were present, Int. 11) but was involved in the "Richmond incident" which relates to what appears to have been an assassination attempt on the life of the State's chief prosecution witness against Newton in the 1974 slaying of Kathleen Collins. [See note 11, infra.] Newton claims the privilege because he asserts Forbes' involvement in the "Richmond incident" is under investigation; from its face however, any privilege would belong to Forbes', not the plaintiff.



relevancy objection also is claimed, these interrogatories are relevant in that in that they inquire into the basis for allegations of continuing harassment by defendants. [Amended Comp., ¶¶ 57(a), 60(D-E), 61(B).] The information sought <sup>11/</sup> also is relevant to witness safety.

Plaintiffs, therefore, have chosen at the outset to shield certain aspects of the Black Panther Party organization as well as certain of the Party's activities from discovery in this action, by way of purported claims of privilege. Accepting the validity of those claims for the moment, plaintiffs' action must be dismissed. This Court recently discussed this principle in the context of a newsman-litigant who sought to shield sources from relevant discovery:

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11/ The potential of a witness safety problem presents one of the most troubling aspects of this case. In the July 10, 1978 issue of the New Times [attach. 3], a lead article discussed a Black Panther Party "death squad" attributing several recent violent incidents to Newton and the "Squad" where potential witnesses have been personally harmed. (Also, according to the New Times article, Flores Forbes is believed to have been executed, p. 44.) Although publicly available, a copy of the July 19, issue is attached to the original of this memorandum for the convenience of the Court. It is not, of course, submitted as having evidentiary weight. However, since the concerns raised by the article are consistent with information contained in the documents provided by defendants, the United States will seek an appropriate protective order in the event this action proceeds.

The New Times article, p. 44, also notes "...There were other accounts that she [Elaine Brown] had been physically beaten in a climatic power struggle with Newton after his return.... A doctor who has treated Party members says ... that colleagues in Los Angeles told him that Brown did receive the injuries described in police circulars [severe swelling of one eye and a broken nose]." It is noted that Brown explains her inability to sign her answers to defendant's Moore's interrogatories until February, in part, to "personal medical problems." [Brown July 21, 1978 Aff. ¶2.] Since Brown is a key witness (whether or not she is a party), the possibility that she (or others) might be intimidated would seriously affect the litigation.



Having chosen to become a litigant, the newsman is not exempt from those obligations imposed by the rule of law on all litigants in the federal courts. As a litigant he has a duty to conform to the rules of procedure. The public interest in fair and impartial administration of justice demand nothing less.

...The analogies are obvious: a client waives his attorney privilege when he brings suit or raises an affirmative defense that makes his intent and knowledge of the law relevant. A plaintiff may not assert a Fifth Amendment privilege to block discovery necessary to the defense.

Anderson v. Nixon, 444 F. Supp. 1195, 1199-1200 (D.D.C. 1978) (citations omitted).

The case law is consistent on this point. In the leading case, the Ninth Circuit held that plaintiffs cannot be permitted to cut off discovery by blanket claims of privilege and still press their action against those defendants:

The scales of justice would hardly remain equal in these respects, if a party can assert a claim against another and then be able to block all discovery attempts against him by asserting a Fifth Amendment privilege to any interrogation whatsoever upon his claim. If any prejudice is to come from such a situation, it must, as a matter of basic fairness in the purposes and concepts of which the right of litigation rests, be to the party asserting the claim and not to the one who has been subjected to its assertion. It is this former who has made the election to create an imbalance in the pans of the scale.

Lyons v. Johnson, 415 F.2d 540, 542 (9th Cir. 1969), cert. denied, 397 U.S. 1027 (1970). An earlier case emphasized the unfairness of allowing plaintiffs to litigate a claim with no intention of subjecting themselves to burdens<sup>12/</sup> or hazards of discovery incumbent on the persons they chose to sue:

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<sup>12/</sup> The Party does make a generalized burdensomeness claim, although no protective order was sought in this regard. [BPP Ans. Plf., 54, 61, 189, 223-225 to Fed. Defs. First Int.] It is noted that the burden placed on the Party appears substantially less than the burden the Party placed on the involved agencies through plaintiffs' own discovery.



This view strikes home. Plaintiffs in this civil action have initiated the action and forced defendants into court. If plaintiffs had not brought the action, they would not have been caused to testify. Even now, plaintiffs need not testify if they discontinue the action. They have freedom and reasonable choice of action. They cannot use the asserted privilege as both a sword and a shield. Defendants ought not be denied a possible defense because plaintiffs seek to invoke an alleged privilege.

Independent Productions Corp. v. Loew's, Inc., 22 F.R.D. 266, 277 (S.D.N.Y. 1958); see also Bramble v. Kleindienst, 357 F. Supp. 1028 (D. Col. 1973), aff'd. 498 F.2d 968 (10th Cir. 1974), cert. denied, 419 U.S. 1069 (1974); Penn Communications Specialties, Inc. v. Hess, 65 F.R.D. 510 (E.D.Pa. 1975). As this Court ruled in Anderson, this principle is not altered simply because the privilege claimed is the Fifth Amendment one. 444 F. Supp. at 1200; see e.g., Brown v. Ames, 346 F. Supp. 1176 (D. Minn. 1972); Kisting v. Westchester Fire Insurance Co., 290 F. Supp. 141 (W.D. Wisc. 1968); see also Foss v. Gerstein, 58 F.R.D. 627 (S.D.N.Y. 1973); Fleming v. Bernardi, F.R.D. 624, 625 (N.D. Ohio 1944) ("It seems that when a party seeks relief in a court of law, he must be held to have waived any privilege, which he otherwise might have had, to withhold testimony required by the rules of pleading or evidence as a basis for such relief.").

The privileges which plaintiffs assert and the consequent refusal to respond to discovery requests will have a profound effect on this lawsuit. For example, the Party's purported "First Amendment privilege" seeks to hide from the Court and the defendants all aspects of the Party which have not previously been "publicly disclosed" [see e.g., BPP Ans. 21 to Fed. Defs. First Int.]. This not only hides the identity of prospective witnesses from defendants, contrary to the mandate of Rule 26(b)(1), F.R.Civ.P., but obviously presents a substantial hinderance to defendants'



ability to establish the reasonableness of their actions and beliefs as to the militant nature of the Black Panther Party, particularly in the late 1960's and early 1970's.<sup>13/</sup>

Indeed, the privileges asserted by Newton and the Party effectively cut off discovery altogether with respect to their claims against the IRS and AT&F defendants. As noted earlier, although Newton claims it was unreasonable for IRS to conclude he owed taxes and to investigate him [Amended Comp. ¶ 57(E); Newton Ans. 17 to Fed. Defs. First Int.], he asserts a Fifth Amendment privilege rather than answer any substantive questions about his finances and his connections with the Party, Stronghold Consolidated Productions, Inc., and Education Opportunities Corp., Inc. [Newton Obj. 18 et seq. to Fed. Defs. First Int.] Likewise, though Newton claims harassment by AT&F during the July 30, 1974 Fox Lounge incident [Amended Comp. ¶57(D)], he claims a Fifth Amendment privilege rather than answer any questions about the incident. [Newton Obj. 11 et seq to Fed. Defs. First Int.]

Plaintiffs have had ample time in which to determine the course to take in responding to defendants' discovery. They have made a conscious choice to claim privilege over discovery which, concededly, is relevant.<sup>14/</sup> Accordingly, their claims must be dismissed, for "[i]f any prejudice is to come . . . it must as a matter of basic fairness . . . be to the party asserting the claim and not the one who has been subjected to its assertion." Lyons v. Johnson, 415 F.2d at 542.

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<sup>13/</sup> The repercussions of plaintiffs' "sword and Shield" approach to litigation extends far beyond the present discovery controversy. Having themselves refused to provide discovery, plaintiffs can be expected to seek additional extensive discovery from the defendants, especially the files and records maintained by the various agencies. However, when defendants attempt to rely on the information about the Party contained in these documents to establish their good faith, it can be presumed that plaintiffs will dispute the accuracy of any adverse information and argue that defendants could not reasonably rely on it to investigate the Party's activities.

<sup>14/</sup> As noted earlier, the Party makes no relevance objection at all. Newton objects to some interrogatories only on privilege grounds and others on privilege and relevancy grounds. As noted in the text above, his relevancy objections are groundless.



## II. THE INADEQUACY OF PLAINTIFFS' RESPONSES COMPEL THE DISMISSAL SANCTION

Why dismissal is appropriate as a sanction under Rule 37(d) in view of plaintiffs' failure to provide discovery was discussed in the prior memoranda submitted in support of this motion. Plaintiffs' responses have now been belatedly filed. They raise even more serious concerns. Accordingly, this discussion is directed to the reason the dismissal sanction now is not only appropriate but required.

### A. Plaintiffs' Opposition to the Motion for Sanctions Reflects Inconsistencies in the Discovery Provided.

In their Opposition, plaintiffs attributed their failure to respond, in large part, to the bald statement that Elaine Brown left the Party in late 1977 and that many prominent members of the Party left with her so that there was no one in a position to answer (other than Newton, who they said was tied up in his criminal matters). [Pl. June 27, 1978 Opp. 2.] An affidavit of Elaine Brown has now been filed by plaintiffs to clarify the inconsistency defendants pointed out (that, according to Brown's own February 1978 answers and the Party's December 1977 answers, Brown still was the Party's Vice-President as of those dates). By that affidavit,<sup>15/</sup> Brown concedes her prior answers to defendant Moore's interrogatories were not correct when she signed them, but attempts to excuse this error under oath on the grounds that she was a member and Vice-President when she prepared her answers in October 1977 and that the fact she had left the Party

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<sup>15/</sup> The affidavit was filed in conjunction with plaintiffs' August 11, 1978 further response to the instant motion.

There is no explanation for the apparent discrepancy between Brown's having left the Party in late 1977 and the December 20, 1977 filing of answers of the Party (signed by Newton) which attest that she still was a member and Vice-President, although it is presumed the same response would be given.



"...was and is public knowledge and was reported at the time in several news media." [Brown Jul. 17, 1978 Aff. ¶ 5.] This cannot excuse plaintiffs' filing inaccurate answers. Obviously, defendants should be able to reasonably rely on sworn statements of the plaintiffs rather than news accounts.<sup>16/</sup> This "oversight"<sup>17/</sup> is of such a fundamental nature that, at the least, it constitutes negligence in filing answers which, obviously, plaintiffs knew to be incorrect.

Furthermore, plaintiffs in their recent "Further Response" repeat that key personnel had left the Party with plaintiff Brown, so that there were no personnel available to answer. [Pl. Aug. 11, 1978. Further Res. 5.] This is confusing since the answers which the Party ultimately did file were prepared by one Joan Kelley, who is identified in answer to Interrogatory 21 as having been a member of the Central Committee since 1971 and, thus, presumably was available to answer the interrogatories when they were due. Moreover, when this is compared with the Party's answer to defendant Moore's Interrogatory 4a, only Gwen Newton and Brown are no longer listed as being Central Committee members -- which hardly reflects the situation plaintiffs rely on.<sup>18/</sup> Indeed, one person, Emory Douglas, is listed in answer to Federal defendants' Interrogatory 21 as having been a member of the Central Committee since 1972 (although he is not listed as

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<sup>16/</sup> If news media accounts (and not plaintiffs' sworn statements) are to be the basis upon which this action should be resolved, the defendants are entitled to summary judgment based upon the New Times article (note 11, supra).

<sup>17/</sup> It is noted that plaintiffs have never supplemented their responses to correct this oversight or the other inconsistencies noted infra as expressly required by Rule 26(e), F.R.Civ.P.

<sup>18/</sup> To cloud the issue, plaintiffs assert the defendants' own discovery responses were defective, although they did ~~not move to compel during the over six months since defendants' responded.~~ Nevertheless, defendants would make the following brief response:

(1) First, plaintiffs claim that defendants' motions for extension of time were defective since they were not supported by affidavits. [Pl. Aug. 11, 1978 Further Res. 4 n.2.] Affidavits were not required. See Rule 11, F.R.Civ.P. Moreover, at least defendants did move for extensions of time when needed, unlike plaintiffs.

(cont'd. on next page)



being a Central Committee member in the Party's answer to defendant Moore's Interrogatory 4a) and the Party's Minister of Culture from 1967 to 1972. Thus, it would appear that persons were available to provide the information.<sup>19/</sup>

Accordingly, plaintiffs' explanation for their delay still is wanting. Even the explanations are not substantiated by their own answers and they clearly have failed to comply with Rule 33.

B. The "Loss" of Relevant Evidence and Designation of an Unqualified Person to Provide Answers Evidences a Lack of a Good Faith Discovery Effort.

The answers filed by the Party are defective in form as well as substance (Part II(c), infra). Three points are important. First, the person most likely to have the relevant evidence in view of his position as the Party's co-founder and the principal leader of the Party since its beginning, plaintiff Newton, did not answer on behalf of the Party and claimed a Fifth Amendment privilege in responding

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18/ (cont'd.)

(2) Plaintiffs assert a portion of defendants' response was not provided until late July. [Pl. Aug. 11, 1978 Further Res. 3.] This was provided previously in a timely fashion, as reflected by the Rule 34 Response filed at that time. Plaintiffs sought an additional copy as they could not locate the first. (This is not unusual, since defendants have had difficulty getting back the Army and AT&F documents. It is noted that the Army documents were not coded initially, and plaintiffs were advised of that. Coding was delayed in view of plaintiffs' inability to return the documents promptly.)

(3) Finally, plaintiffs point to the burdensomeness of defendants' Interrogatory 54, inquiring into other suits involving the Party. [Pl. Aug. 11, Further Res. 1 n. 1.] Plaintiffs are in no position to object (there was no motion for a protective order, it is noted). They pleaded there were only two cases involving issues raised here. [Amended Comp. ¶49.] ~~However, they left out at least one case which~~ directly parallels this one, the San Francisco action which was discussed in the Motion to Dismiss. Such suits, of course, are highly relevant to laches and limitations defenses as well as res judicata defenses -- to which this discovery is directed. It is noted that this again demonstrated the difficulty defendants are having of being assured that they can rely on plaintiffs' representations only to be surprised later.

19/ See note 7, supra.



to nearly half of the discovery requests submitted to him.<sup>20/</sup>  
Second, the person designated by the Party to answer, Joan Kelley, was not a part of the Party leadership during the most overtly militant period of the Party's history, 1966 - 1971, prior to the Newton-Cleaver split.<sup>21/</sup> Third, according to the Party's own answers, many of the relevant documents have been "lost" or "discarded." [BPP Ans. 64, 65, 66, 67, 68, to Fed. Defs. First Int.]

The situation confronting defendants, then, is that (1) the Party appears to have made no good faith effort to preserve records which would be discoverable in any suit brought by them -- although they were early on notice that agencies of the Federal government were investigating them;<sup>22/</sup> (2) the one person currently associated with the Party who is in the best position to provide information claims a Fifth Amendment privilege against doing so, and (3) the person the Party is willing designate to answer "to the best of [her] ability" was not even in the Party's leadership during the most relevant period -- and therefore, in view of all the above, her ability to answer is, to say the least, severely limited.

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<sup>20/</sup> The discovery directed to Newton was not limited to his private, as opposed to official, capacity but was intended to elicit all information he might have. As discussed further, the plaintiff has no Fifth Amendment privilege in his official capacity as President of the Party. United States v. White, 322 U.S. 69 (1944).

<sup>21/</sup> According to the Staff Study, "The Black Panther Party: Its Origin and Development as Reflected in Its Official Weekly Newspaper "The Black Panther Black Community News Service" 7, 91st Cong., 2d. Sess. (1970) [hereinafter HCIS Staff], prior to being a member of the national Central Committee, Joan Kelley was a communications secretary for the Southern California Chapter.

<sup>22/</sup> Evidence that the Panthers were aware of government investigation of them as early as the late 1960's comes from their own newspaper "The Black Panther." Copies of pertinent articles in that and other papers are attached. [Attach. 4.] Additionally, there was report published by the ACLU approximately 1970 on the government's investigation of the Panthers. Plaintiffs objected to providing that; however, counsel for the ACLU has advised that a copy would be made available when it is located.



When discovery is directed against it, a party corporation or unincorporated association has a duty to provide "...all information available to a corporation, through its officers, employees and others." Bollard v. Volkswagon of America, Inc., 56 F.R.D. 569 (W.D.Mo. 1971). There is a duty, moreover, to select a person to answer "who could provide the information sought." Holt v. Southern Railway Co., 51 F.R.D. 296, 300 (E.D. Tenn. 1969). As one district court recently noted:

The answers to the interrogatories must be responsive, full, complete and unevasive. The answering party cannot limit his answers to matters within his own knowledge and ignore information immediately available to him or under his control. If an appropriate interrogatory is propounded, the answering party will be required to give the information available to him, if any, through his attorney, investigators employed by him or on his behalf or other agents or representatives, whether personally known to the answering party or not.

Miller v. Doctor's General Hospital, 76 F.R.D. 136, 140 (W.D. Okla. 1977).

Finally, in responding to discovery although an association's officer has a Fifth Amendment privilege in his individual capacity, neither the association nor its officers, in their official capacity, have such a privilege:

...individuals, when acting as representatives of a collective group, cannot be said to be exercising their personal rights and duties nor to be entitled to their purely personal privileges. Rather they assume the rights, duties and privileges of the artificial entity or association of which they are agents or officers and they are bound by its obligations. In their official capacity, therefore, they have no privilege against self-incrimination.

United States v. White, 322 U.S. at 699; see also, Bellis v. United States, 417 U.S. 85, 89-90 (1974).

Clearly, at this point, it can be presumed that the most logical person to provide answers, Newton, is not willing to, in view of his claims of privilege -- a privilege he actually does not even have in his official capacity under White. Documentary evidence, such as chapter reports to the national office, etc., also will not be available (although



they probably would evidence the validity vel non of plaintiffs' claims, and most likely would provide a good insight into the true nature of the Party's activities), since these have been "lost" or "discarded" in the process of moves, etc. [BPP Ans. 64, 65, 66, 67, 68 to Fed. Defs. First Int.] Indeed, the unavailability of information reaches the point that the Party (or, at least, Joan Kelley) purports not even know addresses and dates of existence of many of its chapters and affiliates. [BPP Ans. 26 to Fed. Defs. First Int.] Such information would be highly relevant, for example, to capacity to sue and to real-party-interest issues,<sup>23/</sup> as well as to plaintiffs' overall charge in the Amended Complaint, paragraph 1, that the defendants' actions have, in part, destroyed the Party -- as opposed to plaintiffs' own actions and internal ideological splits.<sup>24/</sup>

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23/ See Rule 17(a-b), F.R.Civ.P. In their recent Further Response, plaintiffs contend it would be irrelevant whether or not the Party has changed drastically since the suit was filed. [Pl. Aug. 11, 1978 Further Res. 5 n.] That is not the law of this Circuit, however. See, e.g. Rose Campbell Mission v. Richard, 73 F.2d 661, 662-63 (D.C. Cir. 1934), per curiam; Labor Youth League v. S.A.C.B., 322 F.2d 364, 367-70 (D.C. Cir. 1963).

As noted infra, real-party-in-interest concerns are raised since at least one chapter, the Iowa chapter, was incorporated under the laws of that State -- although the Party's answers aver no chapter was incorporated (p. 21).

24/ See the discussion in H.R. No. 92-470, Gun-Barrel Politics: The Black Panther Party, 1966-1971, 128-32 (1971) (hereinafter Gun-Barrel Politics), discussing the ideological split between Newton and Cleaver and commenting:

Newton came up with a lengthy analyses which held Cleaver largely responsible for serious mistakes in Panther policies in the past and used Cleaver's departure as a signal for a new soft-sell party line.

Like Seale, Newton scoffed at the idea that the party was "split" into factions, pointing out only two eastern affiliates sided with Cleaver while 38 others remained loyal to Oakland headquarters.

Id. at 131. Although this break-up forms an important aspect of this case [see e.g., Amended Comp. ¶¶1, 59(C)], documents



The Party, thus, has taken a stand that seriously hampers defendants' efforts to defend themselves. By its failure to preserve relevant information and unwillingness to comply with Rule 33 to provide a person to answer who would be likely to know relevant information,<sup>25/</sup> a substantial roadblock has been thrown across defendants' discovery efforts. This situation is exacerbated by the Party's chief leader's attempt to claim Fifth Amendment privilege in both his individual and official capacities. (Of course, Newton occupies such a position that there is, practically, a commonality of identity between himself and the Party.)

Since the net effect of all this is to frustrate the discovery efforts of the defendants and to render further proceedings inequitable, it is an appropriate consideration arguing in favor of dismissal.

C. Sanctions Are Required Where Plaintiffs' Answers Are Inconsistent, Incomplete, and Evasive.

Finally, the answers actually provided by the plaintiffs are, themselves, seriously inadequate. Many are inconsistent with other answers provided by plaintiffs or with information publicly available on the Party; many are incomplete.<sup>26/</sup> Still others are evasive.

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24/ (cont'd.)

from the plaintiffs are wanting. Indeed, the Party claims it now does not even know when one of the chapters which followed Cleaver, the New York chapter, closed. [BPP Ans. 26 to Fed. Defs. First Int.] (Of course, if that chapter continued to exist after the Party ceased to recognize it, then the plaintiff here would not appear to be the real-party-in-interest of any claims that chapter allegedly might have.)

25/ It is noted that Joan Kelley, a California resident, signed the Party's answers the date they were filed in Washington, July 24, 1978. Since she was able to come to Washington, this would appear to militate against plaintiffs' request for a protective order which would require that any depositions of California plaintiffs be taken in California, (although plaintiffs were the ones who chose to file in this District after having had a similar case in San Francisco dismissed).

26/ As noted further, several answers conflict with statements in the Party's paper "The Black Panther," which the Party has identified as its official publication in answer to Interrogatory 83.



The problem is illustrated by the Party's answers to movants' interrogatory 18 and a similar one [no. 4] submitted by defendant Moore, which inquired into the present make-up of Party's Central Committee. The Party's answer to the Moore interrogatory is different from its answers to movants' interrogatory. [See note 7, supra.] Clearly, one answer is wrong. Indeed, as noted at page 6, both answers conflict with the Party's earlier answers in the Dellinger action.

The make-up of its own ruling body is so fundamental, so easily ascertained, that it is difficult to imagine what excuse could be given for this inconsistency, other than bad faith or gross negligence. If the Party is not providing good faith answers even to this type of question, defendants and the Court must question whether other, more searching, interrogatories have been answered correctly.

The inconsistency as to the members of the Central Committee is not the only instance where this has occurred. Other answers have been provided which are conflicting or are evasive. The following (while not exhaustive, insofar as it is limited by the information that is presently available) illustrates the inadequacies of the Party's and Newton's answers:

1. Interrogatories 6 and 27 inquired into whether the Party or any of its affiliates has been incorporated, in view of real-party-in-interest and capacity to sue concerns. See Rule 17 (a-b), F.R.Civ.P.; Wright & Miller, Federal Practice and Procedure, Civil: §§1552, 1563-64. The Party answered that none had been incorporated. However, its Iowa Chapter was incorporated under the laws of that State, though later dissolved. [HCIS Hearings 5009-10 (Certificate of Incorporation).]



2. Interrogatories 16 and 17 inquired into the Party's rules, bylaws, etc. In answering, plaintiff failed to identify the so-called "8 Rules of Attention and 3 Rules of Discipline," appearing in the January 4, 1969 issue of "The Black Panther." [HCIS Staff 85.] These are relevant to determining the Party's true nature. For example, one Rule concerns treatment of "captives" taken by the Party, and there is a Rule to "[t]urn in everything captured from the attacking enemy". Additionally, the Party erroneously states its "26 Rules of the Black Panther Party" were first published in 1968. There were originally only 10 Rules, with 16 new Rules added in January 1969. [HCIS Staff 79-80.] <sup>27/</sup>

3. Interrogatories 18 through 21 and 32 through 34 to the Party inquired into the officers of the Party. Although conceding that titles such as section leader, Minister

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27/ Interrogatory 53 inquired of the "10-10-10 program" which is the subject of the Party's Rule 12. The Party stated that this was a concept by which ". . . each person is responsible to make ten other persons . . . aware of the goals and ideas of the Party and to get each of those ten to do the same with ten other people."

This answer is less than complete, when compared with the description of the "10-10-10 program" in former Panther Earl Anthony's book Picking Up the Gun (Pyramid ed. 1971). At pages 105-06, Anthony describes the "10-10-10 program" as the basic organizational structure of the Panthers by which a city or area would be divided into ten sections (each headed by a section leader) with each section in turn divided into subsections (headed by a subsection leader). Thus in Los Angeles, for examples:

L.A. would be run by a central staff, which would be modeled along the lines of National Headquarters' Central Committee. The central staff of L.A. would usually communicate their demands through the ten section leaders, who would in turn relay them to the subsection leaders. It was the job of the subsection leaders to relay their commands to each Panther in the rank and file. Each member of the rank and file was responsible in the community.

In L.A., all commands that had to do with ideology, strategy, and tactics, would come from Central Committee of National Headquarters in Oakland to the L.A. Central Staff, which would be responsible for carrying them out



of Defense, Field Marshall, Minister of Foreign Affairs,<sup>28/</sup> Defense Captain, etc., were used, the Party states these were merely "titles" reflecting "the views of the plaintiff in the broad social change and reform" and the Party's basic activities. The Party contends, however, that the persons holding such titles had no particular area of responsibility or authority, other than serving as a "contact person." This answer is confusing in light of Newton's answer to Interrogatory 2 that "administration [of the Party] is generally delegated to others within the Party who play roles analogous to management within a large corporation." [[See also ¶5 as to the regional authority of "deputy" ministers.] Additionally, although the Party did list some of its former and present Central Committee members, it did not list other officers (e.g., members of the Central Committee Staff, chapter officers, etc.).<sup>29/</sup> This information is particularly relevant in identifying prospective witnesses who would be more

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27/ (Cont'd)

through the 10-10-10 organizational set up.

Id. at 106. If Anthony is correct, then it would appear likely that any actions taken by local Panther affiliates (e.g., ambushes, extortion) would not have been taken independently but only after approval from Headquarters (which Anthony notes was known as the "High Command," id. at 106-07.).

28/ The Party asserts no person held the title Minister of Foreign Affairs. However apparently James Forman did hold this office. [HCIS Staff 6; see also Picking Up the Gun, 109-114] Additionally, it is noted that Anthony's description of the "10-10-10 program" would explain the variety of titles used by The Party. See BPP Ans. 22 to Fed. Defs. Int.; HCIS Staff 6-9.

29/ Several of the chapter offices and officers are listed at HCIS Staff 7-9. It is noted that although the Party asserts "all titles were dropped in 1972 (except that of Public Information Officer," the pleading specifically avers Elaine Brown was the "authorized Chairperson." [Amend Comp. ¶5.]



likely than others to have information on specific Party activities as well as to identifying who had authority to speak on behalf of the Party. [Cf., BPP Ans. to Fed. Defs. Int. 25.]<sup>30/</sup>

4. Interrogatory 26 inquired as to the Party's present and former affiliates (chapters, etc.). This information is especially relevant to real-party-in-interest issues, as well as to locating prospective witnesses [along with interrogatories 32-34, discussed at ¶3, above] as (1) to harm to local affiliates and members which the Party seeks to attribute to defendants and (2) to the reasonableness of defendants' concerns that the activities of the local justified national security concerns (compare, for example, testimony at HCIS Hearings 4847 et seq. that several dynamite bombings in the Des Moines, Iowa and Omaha, Nebraska areas could be traced to Party affiliates).<sup>31/</sup> In 41 instances, the Party was unable to provide information as to even the year the affiliate opened or closed, however, attesting again to the problems posed by plaintiff's failure to make an effort to preserve relevant evidence (even of such a basic matter).

5. Interrogatories 35 and 36 inquire into the relationship of "regional" chapters to other chapters, and the identity of such chapters. The regional chapters were not identified, however. Additionally, in answering the interrogatories, plaintiff states such regional chapters performed basically administrative functions over those in its territorial jurisdiction. However, there is testimony that regional chapters

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30/ The Party avers in answer to this interrogatory that Central Committee members were "generally authorized to speak on behalf of the Party, although there have been exceptions." The exceptions are not identified, however.

31/ These incidents were the subject of Interrogatories 101-02. Again, since there apparently was no effort to preserve documents, plaintiff denied having any pertinent documents (e.g., monthly reports from the affected chapters).



also had a discipline function. [See e.g., HCIS Hearings 4439-40; 4487.] [Compare the testimony of former Panther Donald Berry at HCIS Hearings 4439-40 with the plaintiff's answer to Interrogatory 51.] (In his book Picking Up the Gun at 152-58, Early Anthony also discusses the existence of Party officers, denoted as deputy ministers [see e.g., BPP Ans. 22 (S, U) to Fed. Defs. First Int.] who had regional authority.)

6. Interrogatories 40-43 inquired into the circumstances which led to the dissolution of each affiliate, in view of plaintiffs' contentions that this was caused by defendants. [Amend. Comp. ¶1.] The Party states it is unable to give such descriptions, since it "did not maintain records." The Party also states in answer to Interrogatories 46-48 it does not have information as to whether any of its "dissolved" chapters continued to exist under another name [e.g., the Des Moines Chapter apparently became the Black Revolutionary Communist Youth Party, HCIS Hearings 4798 et seq.] and does not know whether the property occupied by its affiliates was even owned or leased by the national organization or by Stronghold Consolidated Productions Inc. This response is questionable in view of the apparent connection between Stronghold and Newton,<sup>32/</sup> See Miller v. Doctor's General Hospital, 76 F.R.D. at 140 (concerning the obligation to provide information known to officers such as Newton).

7. Interrogatory 49 inquired into imposition of sanctions by the Party against affiliates, to establish that chapters no longer exist because of the Party's own acts, not defendants' acts. Plaintiff states flatly that

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<sup>32/</sup> Stronghold, and its relation to the Black Panther Party and Huey Newton, is discussed at p. 29, infra.



there were no such sanctions imposed against affiliates. However, there is testimony by a former Panther that the Iowa Chapter was expelled by the Party, and the July 25, 1970 issue of "The Black Panther" reflects removal of recognition of the Omaha, Nebraska NCCF (National Committee to Combat Facism, a Party affiliate). [HCIS Hearings 4826; HCIS Staff 100.] Whether this was true of other affiliates (establishing defendants were not responsible for the affiliate's demise) cannot be ascertained in view of plaintiff's failure to preserve documents such as the periodic chapter reports. Of course, if the Party was expelling its own chapters, then their dissolution hardly can be attributed to defendants.

8. Interrogatories 54 and 55 inquired into prior actions which might have involved the issues and/or parties at bar. This is relevant to issue preclusion and limitations defenses. As noted previously, plaintiffs expressly pleaded there were only two such cases, but defendants were able to establish there was another suit, nearly identical to this one, Black Panther Party v. Alexander, Civil Action No. C-74-1247 (N.D.Cal.). These issues are especially important in view of the interest of the Court and parties not to relitigate such broad issues where plaintiffs already have had an opportunity to litigate their interests. Notwithstanding the obvious relevance of full answers (and plaintiffs' poor track record considering their averment in paragraph 49 of their Amended Complaint), full answers were not provided.<sup>33/</sup> Indeed, insofar as records were provided, plaintiff deleted many of the names of the

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~~33/ Although the Party objects to answering fully on grounds of burdensomeness, presumably its attorneys (particularly Charles Garry who has represented the Party and its members for several years) maintain files of such actions. That information in their files is available to them and discoverable. See, e.g. Miller v. Doctor's General Hospital, 76 F.R.D. at 140.~~



persons involved -- effectively precluding defendants' from ascertaining the status of such proceedings.

9. Interrogatories 58-59 inquired into the 1970 "The Emergency Conference to Defend the Right of the Black Panther Party to Exist" and similar organizations and conferences, which, if plaintiff was aware of them, would tend to substantiate defendants' limitations and laches defense that the Party has long had sufficient knowledge of government investigation of it to sue. The Party denied knowledge of such organizations, even though its own attorney, Charles Garry, Esq., was a sponsor of the Continuations Committee of the Emergency Conference. [See the Committee's letter at HCIS Hearing 5110.]

10. Interrogatories 72 and 73 inquired into any practice whereby Party members who stole money or property were required to turn over all or a portion to the Party (reflecting a purpose of the Party contrary to that plaintiffs seek to portray in their pleading). Although the Party denied such a practice existed, its own Rule of Discipline No. 3 noted earlier (at p. 21) required "captured property" to be turned over to the Party. Additionally, HCIS reported information that former Chief of Staff David Hilliard took 90% of proceeds and "liberated goods." [HCIS Hearings 5001.]

11. Interrogatory 75 inquired whether there were rules concerning carrying of and training with firearms, which would reflect the true purpose of the Party as a "self-defense" group. The Party did not answer the question posed by the interrogatory, and only pointed out that the right to bear arms and defend one's home and property requires its members to "learn to operate and service weapons correctly."



This answer is evasive. Executive Mandate No. 1 promulgated by Huey Newton concerned arming Black Americans with weapons, and exhibits to the HCIS Hearings reflect military training as well as a plan for the take-over of the government of the State of Illinois. [HCIS Hearings 4611-28; see also id. 4329-31 as to a "general order" of the Party requiring a gun be carried at all times; Picking Up the Gun, 120.]

12. Interrogatory 76 inquired whether the Party had ever "cautioned, warned or threatened" witnesses not to testify before HCIS, in view of the witness safety problem noted earlier. Plaintiff denies "warning" or "threatening" HCIS witnesses, although it does not respond to whether it "cautioned" such persons. Former Panther Donald Berry testified he received a call advising he should not go to Washington to testify "[b]ecause if you go it might mean your life." [HCIS Hearings 4478.]

13. Rule 6 of the Black Panther Party provides that members "cannot join any other army force other than the BLACK LIBERATION ARMY" (Emphasis added). Interrogatories 6 to the Party and 54-61 to Newton inquired into this armed force. Newton claims he has "no knowledge of the Black Liberation Army" while the Party, somewhat inconsistently, claims it "... includes anyone in the Black community who is working or dedicated to the eradication of poverty, substandard housing and or other living conditions and who advocates an improvement in the quality of life of Blacks in this country." This is evasive, at best. The Party's own Rule speaks of the BLA in the context of an armed force. There are frequent references in "The Black Panther" to the training of "self-defense groups," as is discussed in Part III. It is believed that candid answers would establish that at the least, these were the seeds of the BLA,



which later became involved in bank robberies. Although much of this occurred after the Cleaver-Newton split, it is doubtful that the Party can be that unaware of the BLA. <sup>34/</sup>

14. Interrogatories 86-92 inquired into statements in "The Black Panther" urging, inter alia, that Black troops in Vietnam assassinate General Abrams, that President Nixon be assassinated, and that judges be killed. <sup>35/</sup> Plaintiff would dismiss these statements as "rhetorical." The statements cannot be so easily explained away, however. As is discussed in Part III infra, this was the position of the Black Panther Party, as its own publication illustrates.

15. Interrogatory 98 inquired into the connection between the Party and Stronghold Consolidated Productions, Inc. (Newton claimed a Fifth Amendment privilege rather than answer similar questions.) As the attached IRS report [Attach. 6] reflects, there is strong evidence to conclude that Stronghold is (1) wholly owned by the Party's President, Huey Newton, and (2) was created as a holding corporation for Party property and property occupied by Educational Opportunities Corp., Inc. for tax purposes. <sup>36/</sup> The Party, however, provided no information in response.

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34/ Executive session testimony before HCIS reflected that the Seattle Chapter was broken into sections, including a robbery section, a burglary section, a striking force, and police and merchants harassing sections. [HCIS Hearing 4426.] See also the discussion of a Panther "Death Squad" in the New Times article [Attach. 3] cited at note 11, supra.

Representative news account as to the BLA's believed involvement in bank robberies are attached. [Attach. 5]

35/ Much of this followed the murder of Judge Harold Haley. With regard to that, Newton stated this ". . . taught us a revolutionary lesson. They [the prisoners] have intensified the struggle and placed it on a higher level." ["The Black Panther," August 21, 1970.]

36/ The referenced IRS tax examiner's report was provided Newton on July 23, 1976 as well as through discovery here. Generally, the basis for a finding of a tax deficiency was: (1) royalties - assigned to his wholly owned corporation, Stronghold, (2) the assignment of dividend income in the form of personal living expenses paid by Stronghold, (3) and income derived from the payment of his legal fees.



16. Interrogatory 102 (following the interrogatory inquiring into the Iowa and Nebraska bombings discussed earlier) inquired whether there were any Party documents discussing the use of explosives by Party members. The Party denies presently having such documents, although it states such devices might be mentioned in its newspaper. As is discussed in more detail in Part III, there were a series of articles by the Party's Field Marshall Donald Cox discussing the use of weapons, munitions (including a "people's hand grenade) as well as likely places to acquire them (e.g., ROTC units, national guard armories).<sup>37/</sup> [See also Gun-Barrel Politics 110-11 discussing a May 1970 Panther-sponsored Black Student Revolutionary Conference where workshops were set up on Urban Guerrilla Warfare; and HCIS Hearings 5003 as to persons responsible for maintaining "secret arsenals."]

17. Interrogatories 105-07 inquired as to phones and subscribers who the Party claims were wiretapped by paragraph 57(A) of the Amended Complaint. Plaintiff deleted the names of subscribers whose connection to the Party is not publicly known, however, placing a totally unreasonable hinderance to defendants' establishing the real-party-in-interest or checking whether there were, indeed, surveillances of such unidentified persons.<sup>38/</sup>

18. Paragraph 59(B) of the Amended Complaint alleges that an FBI informant directed New Haven Chapter members to torture-murder Alex Rackely, and participated with them in that murder. (Another torture-murder is discussed at Gun-Barrel Politics 127.) Interrogatory 144 inquired as to which of the members allegedly participated in the torture-murder. In

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<sup>37/</sup> A similar answer was provided as to Black Panther Party-connected airplane hijackings in response to Interrogatory 103. The Party's failure to preserve records hinders defendants' ability to establish connection with hijackings.

<sup>38/</sup> A similar response was provided to Interrogatories 109-12 concerning alleged mail opening of the Party and others, for which the Party seeks relief.



an evasive response, plaintiff claims that it only alleged that the informant "directed and participated" in the torture-murder (presumably he wasn't directing anyone else or participating with anyone else). A candid answer should have been given as to those who actually did participate, since plaintiffs allege the Rackely murder was, somehow, a part of defendants' harassment of the Party.

19. Interrogatory 162 inquired into the basis for plaintiffs' allegation in paragraph 59(C) that the defendants supported Eldridge Cleaver in the split between Cleaver and Newton. Plaintiff concedes it has no documents supporting that contention, but relies on Cleaver's alleged development of a "liaison with Charles Colson" after Cleaver's return from Algeria to support the allegation. This response is frivolous.

20. Interrogatory 164 inquired into the bases for the termination of Party "Breakfast Programs," to establish that this occurred because of factors unrelated to defendants' alleged activities. No specific information was provided. (Affidavits of Safeway Stores, Inc. employees, attesting to threats by Seattle Party members are reproduced at HCIS 4413-20.)

21. By its paragraph 60(B), the Party alleged that the "coloring book" prepared by Mark Teemer was disseminated by the defendants to the detriment of the Party's image since the caricatures depicting police as pigs "was not reflective of Party philosophy." Interrogatories 181-192 inquired into the bases for this allegation, with one specific aim being to establish that such caricatures frequently appeared in the Party's newspaper. (Not only has the Party no contemporaneous documents reflecting the alleged decision not to distribute the book, but it refuses to provide the names of Central Committee members who were present at the time the decision



was made but are not publicly known, notwithstanding that they would be likely witnesses on the matter.) Of course, such caricatures were a common feature of the paper [see Part III, infra]. In an attempt to reconcile the inconsistency, the Party states that these latter were not aimed at children who could not "understand such a complicated concept," while the coloring book was directed to children. This explanation does not bear close inspection, however. As discussed infra, it is clear from the caricatures appearing in the newspaper that they often were specifically directed to children.

22. Plaintiff contends by paragraph 60(D) that defendants harassed its members seeking donations for the Party by urging local police to arrest them. Accordingly, Interrogatory 198 inquired into the identify of these persons. Of 127 arrests "identified," plaintiffs refuse to given the names of 90 of the persons arrested -- effectively precluding defendants' from challenging their allegation (or of establishing an issue preclusion defense). Similarly, no answers at all were provided to Interrogatories 223-24 seeking information about the identity of street vendors who, the Party alleges in paragraph 61(B), were unlawfully arrested.

23. Finally, several answers are inadequate insofar as they only generally refer to "the Black Panther" as containing the material or provide only "representative" incidents. [BPP Ans. 49-50, 99-100, 103, 119, 123, 138-39, 151, 159, 163, 169, 179, 190, 193-95, 198, 206, 223-26, 237 to Fed. Defs. First Int.] This type of answer makes it impossible to determine precisely which incidents plaintiffs contend were caused by defendants. Additionally, the Party repeatedly asserts a so-called First Amendment "privilege" (~~to preclude disclosing~~ the identities of persons who, plaintiff states, have not been publicly identified as Party members) which has no basis in the law. [See the decision in Dellinger noted in note 6, supra.]



\* \* \*

The question then is what is the appropriate sanction. In spite of all the time they have taken (without the Court's permission), plaintiffs have provided inconsistent, incomplete, and evasive answers to highly relevant interrogatories (as noted above, the Party does not object to the interrogatories as not relevant). To compound the situation, the Party persists in objections (which it has waived), <sup>39/</sup> it concedes it has not preserved the underlying documents which would provide much of the information, it has chosen a person to respond who is not qualified (since, as discussed earlier, Kelley was not in a position in 1966-71 to have recollections of the Central Committee's actions during that period), and its President and co-Founder has claimed extensive Fifth Amendment privileges. Where the Party has denied involvement (e.g., in hijackings, violent actions, etc.), its denial must be discounted since, for the reasons noted above, the person denying on behalf of the Party was not in a position to know and does not have documents (or persons) available to rely upon.

Under these circumstances, not only is the dismissal sanction justified by the position plaintiffs have placed themselves in, but lesser sanctions are inadequate (unless they have the effect of dismissal), since plaintiffs have in effect, cut defendants off from entire areas of discovery.

III. THE COURT CAN, IN ITS DISCRETION, ALSO  
IMPOSE LESSER SANCTIONS WHICH HAVE THE  
NECESSARY CONSEQUENCES OF DISMISSAL.

In Anderson v. Nixon, Civil Action No. 76-1794 (D.D.C., April 4, 1978) [Attach. 7], the case was dismissed on two grounds: first, by imposition of the dismissal sanction and, second, by imposition of a lesser sanction which necessarily

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<sup>39/</sup> See e.g., United States v. 58.16 Acres of Land, 66 F.R.D. 570 (E.D. Ill. 1975); Davis v. Romney, 53 F.R.D. 247 (E.D. Pa. 1971); Cephas v. Busch, 47 F.R.D. 371 (E.D. Pa. 1969).



resulted in judgment for the defendants (taking as established defendants' limitations defense, to which the discovery over which plaintiff claimed privilege was directed).

Lesser sanctions which would result in dismissal also are available to the Court here. There are two such sanctions. First, the limitations and laches defenses "can be taken as established for the purposes of this action" [Rule 37(b)(2)(A)], as the Court did in Anderson. Second, the defendants' qualified immunity "can be taken as established for the purposes of this action." For this, the Court can conclude the plaintiffs' own public statements evidence their intent to pose a national security threat. <sup>40/</sup>

A. The Limitations Defense Should  
Be Established As True

Defendants previously have briefed for the Court the limitations and laches issue presented by this case. Those arguments, asserted in defendants' motion to dismiss, urged that plaintiffs long were on notice of the government's investigative interest in the Black Panther Party and its activities -- something the nearly identical to 1974 action filed in the Northern District of California makes clear.

After the Court denied that motion on the basis of the pleadings, defendants sought discovery as to when plaintiffs reasonably were on notice of the government's investigation of the Party. [See, e.g., BPP Ans. 54-55, 58-61, 104 to Fed Defs. First Int.; BPP Res. 4 to Fed. Defs. First Res. for Production of Documents. See note 22, supra]

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40/ See Rule 902(6), F.R.Evid. (newspapers are self-authenticating; see also Mamiye Bros. v. Barber S.S. Lines, Inc. 241 F.Supp. 99, 116 (S.D.N.Y. 1965), aff'd 360 F.2d 1774 (2d Cir. 1966), cert. denied, 385 U.S. 935 (1966); Howser v. Pearson, 95 F.Supp. 994, 996 (D.D.C. 1951) (courts can take judicial notice of newspapers).

Of course, news accounts are sufficient to commence the running of a particular limitations period. See e.g., Dayco Corp. v. Goodyear Tire & Rubber Co., 523 F.2d 389, 394 (6th Cir. 1975).



The inadequacy of their answers has already been discussed. This inadequacy was manifested in their answers to the discovery directed to the limitations issue. For example, Interrogatory 58 inquired into the Party's knowledge of a March 1970 Emergency Committee to Defend the Right of the Black Panther Party to Exist. Knowledge of this and similar conferences and ad hoc organizations would tend to evidence that the Party was not unaware of the government's investigation and could have filed suit earlier while memories were still fresh and documents available (before the Party lost or destroyed them). In answer to this interrogatory and Interrogatory 59 (inquiring into other conferences, etc), the Party flatly stated it has no knowledge of such conferences and that they were not held or sponsored by the Party. However, the Party's attorney, Charles Garry, Esq., was a sponsor of the Continuations Committee which arose from the March Conference. And the letter of the Continuations Committee, reproduced at HCIS Hearings 51110, concerns "a petition to the United Nations to End Genocide," with which the Panthers were connected. [See e.g., Gun-Barrel Politics 34; HCIS Staff 69.] It does not matter whether the Party's failure to acknowledge its connection with this Committee (and possibly others) in response to discovery results from bad faith oversight, the lack of records to rely on, or an inability to rely on the memory of persons such as plaintiff Newton (in view of Fifth Amendment concerns) or other, as yet unidentified, persons who have left the Party since this suit was initiated (or whose Party affiliation is not publicly known and therefore "privileged"). The end result is the same. Plaintiffs' failure to provide adequate responses precludes defendants from exploring the  
41/  
limitations issue.

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41/ Of course, other interrogatories indirectly also are relevant to the limitations issue.



There are ample references in the Party's official publication [see BPP Ans. 83 to Fed. Defs. First Int.] which evidence that the Party was aware of government investigations; representative articles are attached[Attach. 4]. Accordingly, the Court can conclude that the Party's own public statements about being harassed by government investigators coupled with the fact that a nearly identical suit was filed several years ago by the Party sufficiently establish defendants' limitations defenses.<sup>42/</sup> In view of their failure to provide adequate answers to discovery which, in part, was directed to these defenses, the limitations defenses should be taken as established for purposes of this action.

B. A Qualified Immunity Defense Also Can Be Established in View of the Plaintiffs' Publicly-Stated Intentions.

A full page illustration in the November 21, 1970 issue of "The Black Panther" carried the caption:

Our Minister of Culture, Emory Douglas Teaches...  
[sic] WE HAVE TO BEGIN TO DRAW PICTURES THAT  
MAKE PEOPLE GO OUT AND KILL PIGS  
SHOOT TO KILL

From the illustration, "pigs" included army officers, policemen, businessmen, and prison guards:



<sup>42/</sup> Indeed, the plaintiffs normally should be estopped from denying the clear intent of their own statements.



Another issue of "The Black Panther" [March 31, 1969] carried a picture of a San Francisco police officer, Michael O'Brien. Above his picture was the caption: "WANTED DEAD FOR MURDER."

Presumably, if questioned about these and other similar statements, the plaintiffs will claim that this was just rhetoric. That answer already has been given by the Party and Newton to interrogatories concerning their statements that police, government officials (including the President of the United States), judges, and military officers should be killed. [BPP Ans. 85, 88-92 to Fed. Defs. First Int.; Newton Ans. 88 to Fed. Defs. First Int.] The pictures and statements speak for themselves, however. And it is submitted that they sufficiently establish the reasonableness of defendants' belief that the Panthers posed a national security threat for purposes of their qualified immunity. Considering the gross inadequacy and evasiveness of the plaintiffs' answers, that defense should be established as a lesser sanction and defendants granted judgment on that as an alternative ground.

In an article in the July 4, 1970 issues of the "The Black Panther," captioned "Revolutionary Art: A Tool For Liberation," the Party's Minister of Culture Emory Douglas (now on the Central Committee) is reported to have stated:

We have to take revolutionary slogans like that and put them into pictorial form, so that we can show the masses what we are talking about, so that they can move in a correct fashion to liberation.

...We must teach our people in the most simple and obvious forms. We have to start off by making things very popular with them so that when they look at it they see it and identify with it immediately. Too many times we find that people get hung up in abstractions; which confuse rather than describe a means to an end! Then what is that? It would be better if you had guns in the hands of Black people aiming at the heads of these murdering pigs and giving the suggestion to the people to kill the stupid racist pigs. That's how you set examples, because you are coming near to the idea...to what they have to gain their liberation.

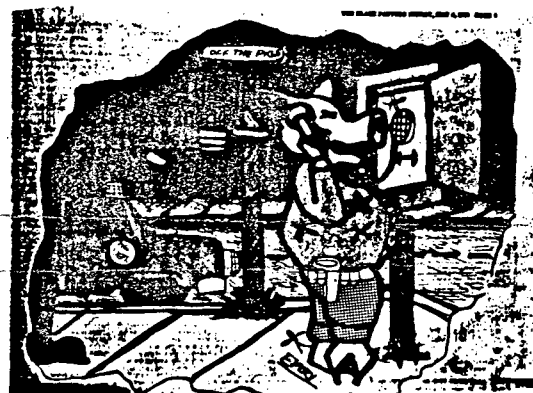


As the article makes clear, "revolutionary art" played an important role as the method by which "revolutionary slogans" were interpreted.

The following illustrate the meanings and intent of various Panther slogans and concepts. "SEIZE THE TIME", for example, was defined by an illustration showing adults and children shooting, knifing, and dynamiting "pigs:"



["The Black Panther," September 27, 1969.] "COMMUNITY CONTROL OF POLICE" meant killing the police, as did the Party's slogan "OFF THE PIG":





["The Black Panther," February 7, 1970; May 4, 1969.] Point 3 of the Panther Platform (concerning capitalism) was to be achieved by killing, <sup>43/</sup> just as the Party's Point 8 (concerning the release of Black prisoners) was to be achieved through prison riots, etc:



["The Black Panther," April 20, 1969; August 8, 1970.] The Party's concept of "Revolutionary Self-Defense" was defined in terms of killing police officers. <sup>44/</sup> Other illustrations taught that "WHEN A PIG IS CAUGHT DIRTY SNOOPIN' AND SHOWS YOU HIS BADGE AND BEGS FOR MERCY - MERCY HIM TO DEATH WITH THE BUTT OF THE GUN:"



<sup>43/</sup> Other illustrations urged the assassination of landlords and businessmen. [See Attach. 8.]

<sup>44/</sup> For example, an article appearing in the March 20, 1971 issue of "The Black Panther" captioned "Revolutionary Self-Defense: The Correct method for dealing with the Mercenary Pig" discussed the shooting of two police officers and murder of another.



Through its "revolutionary art," the Panthers also directed that the police ambushed; businessmen be assassinated, as well as the President, judges, and other civilian and military leaders; that law enforcement officers be kidnapped; that planes be hijacked; and that police stations be bombed (by children);



["The Black Panther," September 28, 1968; May 19, 1969; April 20, 1969.]

The Party's theme of violence was repeated in articles in its newspaper, with titles such as: "PIGS EXECUTED IN DALLAS, TEXAS;" "BULLETIN: PIG IN LOS ANGELES EXECUTED;" "FOUR PIGS WERE OFFED THIS WEEK. VICTORY FOR THE PEOPLE:" and "WE MUST UNIFY AND MOBILIZE THE BLACK LIBERATION ARMY FOR OUR NATIONAL SALVATION."<sup>45/</sup> ["The Black Panther," January 30, 1971; January 30, 1971; April 11, 1970; September 27, 1969.]

<sup>45/</sup> Compare this with the discussion at pp. 27-28, *supra*, concerning Newton's statement that he did not know about the Black Liberation Army (mentioned in the Party rule he promulgated).



Additionally, there was a series on "Organizing Self-Defense Groups" by Panther Field Marhsall Don Cox. [HCIS Staff 25-27.] Newton previously had recommended the following weapons for particular uses:

Army 45 will stop all jive/Carbine will stop a war machine/Buckshots will down the cops/357 will win us heaven/P38 will open prison gates/And if you don't believe in lead, you are already dead.

["The Black Panther," July 3, 1967.] These weapons were further discussed in the Cox articles. Cox suggested that the M-1 could be obtained from "some national guard units and college ROTC units;" for M-14's, readers were to "[c]heck your local National Guard [for] availability; for Thompson Sub-Machine Guns, they were to "[c]heck your local police mafia arsenal"; and the M-16 "can be found on all military bases and some gestapo police arsenals." ["The Black Panther" April 6, 1970.]

The use of these weapons also was described. For example, Cox noted an advantage of using a shotgun in an ambush was:

There is one thing about shotguns that possibly can be viewed as in our favor at this time, that is that the barrel is smooth inside so it doesn't put any marks on the pellets; therefore, the pigs can't make an investigation based on ballistic marks.

Ibid. In another article in the February 20, 1971 issue of "The Black Panther," it was pointed out:

A sawed-off shotgun with a 12-inch or 8 inch barrel may be very effective against a bank teller who's only three feet away on the other side of a counter or a bank guard who has it pressed to the back of his head, but it's too short to shoot accurately across a four or six lane street at a pig who's shooting .357 Magnums, 30-60 Rifles, 20-inch 12 Gauge Shotguns, or .45-Cal. Sub-Machine Guns at you.

\* \* \*



These articles and illustrations speak for themselves. They amply evidence the intent of the Black Panther Party -- and they sufficiently establish the reasonableness of concluding it posed a national security threat. Considering the way in which plaintiffs have chosen to respond to discovery, the Court is urged to impose as an alternative sanction that defendants' qualified immunity is established and grant defendants' judgment on that ground.

CONCLUSION

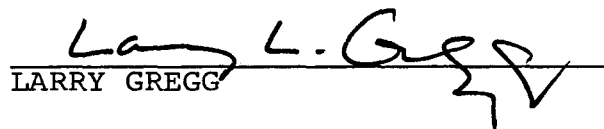
For the foregoing reasons and those previously stated, defendants' motion should be granted.


Respectfully submitted,

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

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ORDER

Upon consideration of the MOTION OF DEFENDANTS BELL, ET AL. FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY and all matters submitted in support of and in opposition to that Motion, including the responses ultimately filed by plaintiffs Black Panther Party and Huey P. Newton to defendants' discovery, the Court hereby finds and concludes as follows on the basis of the entire record in this action that plaintiffs have wilfully flaunted their discovery obligations under the Federal Rules, obligations which must be met if a suit having the breadth of issues and number of parties as the one plaintiffs initiated is to proceed in a just and orderly manner:

(1) Plaintiffs did not file responses to the discovery directed to them by the defendants within the period provided by Rules 33 and 34, F.R.Civ.P., and did not seek the Court's approval for their excessive delay in providing responses. Plaintiffs did not explain the reason they needed for the exceptionally long time they took to respond until after the defendants moved for sanctions. Moreover, the reasons plaintiffs then provided conflict with the sworn answers of plaintiffs Party, Newton and Elaine Brown to the discovery served on them by defendant Moore as well as with the answers ultimately filed by plaintiffs Party and Newton to the moving defendants' discovery. Imposition of the



dismissal sanction provided by Rule 37(d), F.R.Civ.P., is warranted for plaintiffs' failure.

(2) The late filing of responses cannot cure this failure. Not only have plaintiffs waived their objections, but the plaintiffs' answers are, themselves, grossly inadequate in several respects. In form, plaintiff Party has designated an officer to answer who would not have personal knowledge of relevant information and whose ability to answer fully is limited by the Party's failure to preserve relevant documents and by the assertion of broad claims of privilege by the Party and by its President. In substance, the Party's and Newton's answers, when compared with their answers in this and the Dellinger case as well as with information which can be judicially noticed (such as the Party's official publication, "The Black Panther"), are inconsistent, incomplete and evasive in several crucial respects. Plaintiffs took (without the Court's permission) more than ample time in which to provide full answers. Because their failure to answer fully and candidly severely restricts defendants' discovery efforts and defendants' ability to defend this action, the dismissal sanction also is warranted on this ground.

(3) Additionally, plaintiffs have asserted broad claims of privilege to answering highly relevant discovery. Having chosen this course, the law is clear that plaintiffs cannot be permitted to continue their action against these defendants while, at the same time, shielding themselves from defendants' own discovery. Accordingly, dismissal is required pursuant to Rule 37(d), F.R.Civ.P., since further pro-



ceedings would be unfair to the defendants.

(4) Finally, as lesser sanctions under Rule 37(d), F.R. Civ.P., the Court takes as established the defendants' limitations and laches defenses and the individual defendants' qualified immunity defense, on the basis of the submissions proffered the Court in support of the Motion.

Accordingly, for the foregoing reasons, it is hereby ORDERED that defendants are granted judgment and the case dismissed with prejudice as to these plaintiffs.

Date: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge



CERTIFICATE OF SERVICE

I hereby certify that this 22nd day of September, 1978, the foregoing MOTION OF DEFENDANTS BELL, ET AL. FOR EXTENSION OF PAGE LIMITATION PROVIDED BY LOCAL RULE 1-9(e) with the attached SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF THE MOTION OF DEFENDANTS BELL, ET AL. FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY, with accompanying ATTACHMENTS and proposed ORDER, were served on all parties by mailing copies, postage prepaid, to the following counsel of record:

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LARRY L. GREGG

Attorney for Defendants Bell, et al.



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

-----  
DAVID T. DELLINGER, et al.,

Plaintiffs,

v.

Civil Action No. 1768-69

JOHN N. MITCHELL, et al.,

Defendants.  
-----

THE RESPONSE OF PLAINTIFF BLACK PANTHER  
PARTY TO DEFENDANTS' FIRST INTERROGATORIES.

Plaintiff Black Panther Party hereby responds to the defendants' First Interrogatories:

INTERROGATORY NO. 1: Please state the names (and or aliases, if any), addresses and positions occupied by present officers of the Black Panther Party.

RESPONSE TO INTERROGATORY NO. 1:

Huey Newton, Leader and Theoretician, outside of the U.S.  
Elaine Brown, Chairperson-member Central Committee, 8501 E. 14th Street, Oakland, California  
David DuBois, Spokesperson, Member-Central Committee, 8501 E. 14th Street, Oakland, California  
Ericka Huggins, Member-Central Committee, 8501 E. 14th St., Oakland, California

INTERROGATORY NO. 2: Please state the names (and nicknames or aliases, if any) and positions occupied by all persons who have served as officers of the Black Panther Party from 1965 to the present.

RESPONSE TO INTERROGATORY NO. 2:

Huey Newton - Minister of Defense, Leader and Theoretician  
Bobby Seale - Chairman  
David Hilliard - Chief of Staff  
Elaine Brown - Minister of Information  
Elbert Howard ("Big Man") - Member-Central Committee  
George Jackson - Field Marshall  
Fred Hampton - Deputy Chairman  
Raymond Hewitt ("Masai") - Member - Central Committee  
David Du Bois - Editor, Black Panther Intercommunal News Service  
Ericka Huggins - Member-Central Committee



RESPONSE TO INTERROGATORY NO. 2 (Continued):

INTERROGATORY NO. 3: Please state the addresses of those persons listed in answer to Interrogatory 2 and the dates during which they occupied such positions as officers of the Black Panther Party.

RESPONSE TO INTERROGATORY NO. 3:

Huey Newton, outside of U.S.; Oct., 1966 - present  
Bobby Seale - address unknown; Oct., 1966-1974  
David Hilliard - address unknown; Oct. 1966-1973  
Elaine Brown - 8501 E. 14th St., Oakland; Winter 1968-present  
Elbert Howard - address unknown; 1967-1974  
George Jackson - address before death: San Quentin Prison, Calif., 1968-1971 (year of assassination)  
Fred Hampton - 2350 W. Madison St. (before death); 1968-1969 (year of assassination)  
Raymond Hewitt (Masai) address unknown; 1968-1972  
David Du Bois - 8501 E. 14th St, Oakland; January 1973-present  
Ericka Huggins - 8501 E. 14th St., Oakland; February 1968-present



INTERROGATORY NO. 4: Please state the current legal status (e.g., corporation, unincorporated association, etc.) of the Black Panther Party.

RESPONSE TO INTERROGATORY NO. 4:

Political Party

INTERROGATORY NO. 5: If the Black Panther Party has been incorporated or otherwise organized pursuant to the statute(s) of any State, please set forth such statute(s) and the contents of any and all documents filed pursuant to such statute(s).

RESPONSE TO INTERROGATORY NO. 5:

Does not apply

INTERROGATORY NO. 6: Please set forth the contents of any and all by-laws, rules or regulations of the Black Panther Party which set forth the procedure to be followed in authorizing a civil law suit to be brought in the name of the Party.

RESPONSE TO INTERROGATORY NO. 6: Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending action nor is it reasonably calculated to lead to discovery of admissible evidence.

INTERROGATORY NO. 7: Please set forth the contents of any documents by which the authority to institute the above-entitled action in the name of the Black Panther Party was given; if no such written authority exists, please so state.

RESPONSE TO INTERROGATORY NO. 7: Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending



action, nor is it reasonably calculated to lead to discovery of admissible evidence.

INTERROGATORY NO. 8: Please set forth the address or location of all real property owned, leased, or otherwise occupied, possessed or used by the Black Panther Party in the name of the Party from 1965 to the present, and the dates upon which such real property was owned, leased or otherwise occupied, possessed, or used by the said Party.

RESPONSE TO INTERROGATORY NO. 8: See Attachment

INTERROGATORY NO. 9: Please set forth the address or location of all real property owned, leased or otherwise occupied, possessed or used by the Black Panther Party in the name of an individual or an organization other than the Party. For each such location or address set forth: (a) the name of such individual or organization; (b) the dates that such real property was owned, leased or otherwise occupied, possessed or used by the Black Panther Party...

RESPONSE TO ABOVE PORTION OF INTERROGATORY NO. 9: See Attachment



BALANCE OF INTERROGATORY NO. 9: [Please set forth:] (c) the reason why such real property was not owned, leased or otherwise occupied, possessed or used in the name of the Black Panther Party.

RESPONSE TO INTERROGATORY 9(c): Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending action, nor is it reasonably calculated to lead to discovery of admissible evidence, and on the further grounds that it seeks information violative of the rights of the plaintiff under the First Amendment relating to freedom of belief and association relations, and the right of privacy.

INTERROGATORY NO. 10: With respect to each address or location listed in answer to Interrogatories 8 and 9, please set forth: (a) the legal interest, if any, of the Black Panther Party in such real property; (b) the means by which such interest was obtained (e.g., purchase, payment of rent, gift, etc.); (c) the name and address of any governmental office in which such interest was or is recorded.

RESPONSE TO INTERROGATORY NO. 10: Information Unknown

INTERROGATORY NO. 11: With respect to all telephones under the control of or used by the Black Panther Party from 1965 to the present, please set forth: (a) the telephone number(s); (b) the date(s) such telephone number(s) were under the control of or used by the Black Panther Party; (c) the location of such



telephone(s); ...

RESPONSE TO INTERROGATORY 11(a), (b), and (c): See  
Attachment

BALANCE OF INTERROGATORY NO. 11: [Please set forth:] (d)  
the name of the person or organization who contracted for such  
telephone service; (e) the name of the person or organization who  
paid the bills for such telephone service.

RESPONSE TO INTERROGATORY 11(d) and (e): Plaintiff objects  
to the foregoing Interrogatory on the grounds that it seeks  
information not relevant to the subject matter involved in the  
pending action, nor is it reasonably calculated to lead to dis-  
covery of admissible evidence, and on the further grounds that it  
seeks information violative of the rights of the plaintiff under  
the First Amendment relating to freedom of belief and association  
relations, and the right of privacy.



INTERROGATORY NO. 12: Please set forth the purposes for which the Black Panther Party was organized; please set forth any changes in such purposes and the present goals or objectives espoused by said Party.

RESPONSE TO INTERROGATORY NO. 12: Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending action nor is it reasonably calculated to lead to discovery of admissible evidence, and on the further grounds that it seeks information violative of the rights of the plaintiff under the First Amendment relating to freedom of belief and association relations, and the right of privacy.

INTERROGATORY NO. 13: With respect to paragraph 6 of the Complaint, please set forth with specificity: (a) all facts and information upon which it was believed and averred that the Black Panther Party was the subject of electronic surveillance conducted by the defendants; ...

RESPONSE TO INTERROGATORY 13(a): The facts which have become judicially noticeable, to the effect that the F.B.I. has conducted massive electronic surveillance against organizations which have adopted political positions at variance or in conflict with those of the government.

BALANCE OF INTERROGATORY NO. 13: [Please set forth:] (b) the meaning of the term "enterprises" as used in subsection (c) of paragraph 6; (c) any and all "enterprises" in which the Black Panther Party has participated with the individual plaintiffs herein and the particular individual plaintiff(s) herein who so participated; (d) the activities which were engaged in by the Black Panther Party pursuant to such "enterprises" listed in



answer to Interrogatory 7(c), the location(s) where such activities took place and the date(s) upon which such activities took place.

RESPONSE TO INTERROGATORY 13(b), (c), and (d): Plaintiff refers to the Statement filed with the Court pursuant to this Court's order of March 27, 1976. Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending action, nor is it reasonably calculated to lead to discovery of admissible evidence, and on the further grounds that it seeks information violative of the rights of the plaintiff under the First Amendment relating to freedom of belief and association relations, and the right of privacy.

INTERROGATORY NO. 14: With respect to paragraph 9 of the Complaint, please set forth with specificity: (a) any activity, enterprise or program which the Black Panther Party has refrained from engaging in as a result of the defendants' alleged announced policy concerning electronic surveillance; (b) the names and addresses of any and all persons or organizations who have refrained from associating with the Black Panther Party as a result of the defendants' alleged announced policy concerning electronic surveillance; (c) the names and addresses of any and all persons or organizations with whom the Black Panther Party has refrained from associating as a result of the defendants' alleged announced policy concerning electronic surveillance.

RESPONSE TO INTERROGATORY NO. 14: Plaintiff refers to the Statement filed with the Court pursuant to this Court's order of March 27, 1976. Plaintiff objects to the foregoing Interrogatory on the grounds that it seeks information not relevant to the subject matter involved in the pending action, nor is it reasonably calculated to lead to discovery of admissible evidence, and on



the further grounds that it seeks information violative of the rights of the plaintiff under the First Amendment relating to freedom of belief and association relations, and the right of privacy.

Attorneys for Plaintiffs:

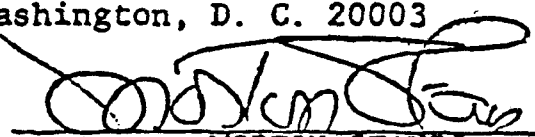
MORTON STAVIS

744 Broad St., Newark, N.J. 07102

HOPE EASTMAN

c/o ACLU, 410 First St., S.E.  
Washington, D. C. 20003

By:

  
MORTON STAVIS

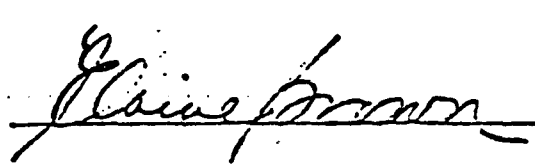
VERIFICATION

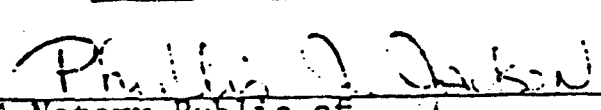
STATE OF California }  
COUNTY OF Alameda } ss.:

Elaine Brown, of full age, being duly  
[Name]  
sworn according to law, upon her oath deposes and says:

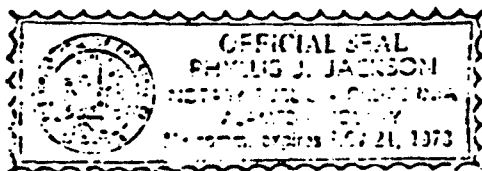
1. I am the Chairperson of the plaintiff  
[Title]  
Black Panther Party.

2. I have read the foregoing Responses to Interrogatories  
and they are true to the best of my knowledge, information and  
belief.

  
Sworn to and subscribed before  
me, a Notary Public of the  
State of California,  
this 21st day of May, 1976.

  
A Notary Public of  
State of California  
County of Alameda

[Stamp  
and Seal]





UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

Civil Action No. 76-2205

EDWARD LEVI, et al.,

Defendants.

ATTACHMENTS  
TO  
SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES  
IN SUPPORT OF THE MOTION OF DEFENDANTS BELL, ET AL.  
FOR SANCTIONS FOR FAILURE TO PROVIDE DISCOVERY

ATTACH. 1

ATTACH. 2

ATTACH. 3 <sup>\*</sup>/

ATTACH. 4

ATTACH. 5

ATTACH. 6

ATTACH. 7

ATTACH. 8

<sup>240770</sup>  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 803200/mch

\* / Attach. 3 is the July 10, 1978 issue of New Times magazine.  
A copy is attached to the original of this Supplemental Memorandum for the convenience of the Court.

62-117442 -  
ENCLOSURE



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 1

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/8/93 BY 9603 RDD/mct



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

-----  
DAVID DELLINGER, et al.,

Plaintiffs,

v.

Civil Action No. 1768-69

JOHN N. MITCHELL, et al.,

Defendants.  
-----

OBJECTION TO DEFENDANTS'  
FIRST INTERROGATORIES  
ADDRESSED TO DAVID DELLINGER,  
BOBBY SEALE, LEE WEINER,  
JOHN FROINES, THOMAS HAYDEN,  
ABBOTT HOFFMAN, JERRY RUBIN,  
AND RENNARD DAVIS

Plaintiffs object to answering each of the eight interrogatories addressed to each of the individual plaintiffs named above, on the grounds that each of the said interrogatories:

- a) Seeks information which is not relevant to the subject matter involved in the pending action, nor is it reasonably calculated to lead to discovery of admissible evidence, and/or
- b) Seeks information violative of the rights of the plaintiffs under the First Amendment relating to freedom of belief and associational relations, and the right of privacy.

OBJECTION TO DEFENDANTS'  
FIRST INTERROGATORIES  
ADDRESSED TO THE BLACK  
PANTHER PARTY, THE WAR  
RESISTERS LEAGUE, THE  
CATHOLIC PEACE FELLOWSHIP,  
AND SOUTHERN CONFERENCE  
EDUCATION FUND

Plaintiffs object to answering each of the 14 interrogatories addressed to each of the plaintiff organizations named above, on the grounds that each of the said interrogatories:

- a) Seeks information which is not relevant to the subject matter involved in the pending action, nor is it reasonably calculated to lead to discovery of admissible evidence, and/or



b) Invades the freedom of belief and associations and the right of privacy of the plaintiff organizations and their members.

---

The within action is one for damages for violation of plaintiffs' statutory and Constitutional rights by reason of widespread electronic surveillance by the defendants or persons acting under their direction and control.

The fact of such surveillance has been admitted. If the plaintiffs' rights have been violated, they are entitled to liquidated damages provided by statute and such other actual damages as they may establish. Plaintiffs may also be entitled to punitive damages.

The issues raised by the defendants thus far concern exclusively certain legal defenses wherein defendants assert that their actions were not unlawful at the time or are not actionable.

In this posture it is clear that the plaintiffs' residence, their nicknames; their political affiliations, including the internal structure of the organizations; their property interests and motivations in holding a term of years rather than some other fee, are hardly issues in the case. The facts sought to be adduced by the interrogatories are not relevant either to the claim or the defenses.

Furthermore, the information is protected from compulsory disclosure by the First Amendment.

The wiretapping alleged in the instant case was carried out by then government officials who are now represented by government counsel. By their interrogatories, defendants attempt to abrogate plaintiffs' associational rights through a circumspice rather than a direct attack. Defendants by these interrogatories



-3-

are seeking to impose on plaintiffs a further loss of their Constitutional rights as the price of their effort to vindicate their right not to be electronically surveilled.

Attorneys for Plaintiffs

By: 

MORTON STAVIS

One of Counsel to Plaintiffs

744 Broad Street  
Newark, N. J. 07102  
(201) 622-3789

Dated: Newark, N. J.  
October 22, 1975.



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

DAVID DELLINGER, et al.,  
Plaintiffs,  
v.  
JOHN N. MITCHELL, et al.,  
Defendants.

Civil Action No. 1768-69

FILED

MAR 22 1976

ORDER

JAMES F. DAVEY, CLERK

Upon consideration of the motion by the defendants for an Order to compel answers to the interrogatories served upon the plaintiffs herein on September 23, 1975, the interrogatories filed and served upon the plaintiffs by the defendants and the objections of the plaintiffs to answering those interrogatories, and having heard argument by counsel for plaintiffs and defendants on March 9, 1976, it is by the Court this 22nd day of March, 1976:

ORDERED that, within forty-five (45) days of the date of the entry of this Order, plaintiffs shall file a statement setting forth which of those claims asserted by their Complaint shall be pursued by the plaintiffs and which of those claims shall be withdrawn; and it is:

FURTHER ORDERED that, within forty-five (45) days of the date of the entry of this Order, each of the plaintiffs shall provide full and complete answers, under oath, to such of the interrogatories, served upon them on September 23, 1975, as the plaintiffs determine to be responsive to such issues as



are raised by the claims which the plaintiffs intend to further pursue herein and are otherwise required to be answered, and shall make specific objections to those interrogatories which are not answered; and it is

FURTHER ORDERED that the defendants shall not be precluded from challenging the plaintiffs' determination to decline to answer certain of the interrogatories by the filing of such further motions to compel answers as may be appropriate.

Date:

*March 22, 16*

*[Signature]*  
UNITED STATES DISTRICT JUDGE

Approved as to form:

*[Signature]*  
Morton Stavis  
Attorney for Plaintiffs

*[Signature]*  
Jonathan B. Smith  
Attorney for defendant Mitchell  
in his former official capacity  
as Attorney General of the  
United States and for defendant  
Hoover.



UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

DAVID DELLINGER, et al., :

Plaintiffs :

v.

JOHN N. MITCHELL, et al.

Defendants

CIVIL ACTION 1768-69

FILED

JAN - 4 1977

JAMES F. DAVEY, CLERK

Upon consideration of Plaintiffs' Motion for Reconsideration of this Court's Order dated October 18, 1976, or in the alternative, for Certification for an interlocutory appeal, and upon consideration of the opposition thereto and all papers filed herein, it is by the Court this 4<sup>th</sup> day of January, 1977,

ORDERED, that Plaintiffs' Motion for Reconsideration of this Court's Order dated October 18, 1976, be and it is hereby DENIED with respect to Interrogatories 7 and 8; and it is

FURTHER ORDERED, that Plaintiffs' Motion for Certification to the United States Court of Appeals for the District of Columbia Circuit pursuant to 28 U.S.C. §1292(b) be and it is hereby DENIED; and it is

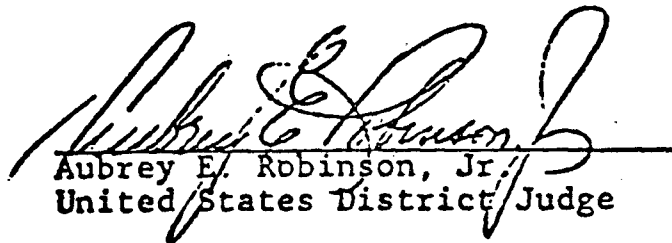
FURTHER ORDERED, that this Court's Order dated October 18, 1976, be modified with respect to Plaintiff Thomas Hayden and Plaintiff Hayden shall answer



- 2 -

Interrogatories 1, 2, 3, 4(a), (b), (c), (d) and (e),  
7 and 8; and it is

FURTHER ORDERED, that each of the  
individual plaintiffs shall immediately comply with  
the Order entered herein on October 18, 1976.

  
Aubrey E. Robinson, Jr.  
United States District Judge



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 2

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

340990  
ALL INFORMATION CONTAINED  
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Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 3 \*/

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

840971  
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DATE 8-8-93 BY 9803 RCO/m

\*/ This attachment, the July 10, 1978 issue of  
New Times magazine, was provided to the Court only.



"The Black Panther" Jun. 21, 1969

## FASCIST FORCES MOVE NATIONWIDE TO DESTROY BLACK PANTHER PARTY

*When the oppressor makes a vicious attack against freedom fighters because of the way that such freedom fighters choose to go about their liberation, then we know we are moving in the direction of our liberation.*

*-Huey P. Newton*

The Black Panther party is under nationwide attack, in a concerted government effort to destroy gains the Panthers have made in black communities. In a June 5 press conference, Bobby Seale, Black Panther party chairman, said more than 40 Panther leaders have been arrested in the last two months. The Panthers have lost key people in Oregon, Connecticut, Colorado, New Jersey and California. Seale termed these arrests "nothing more than Richard Nixon's operations."

Seale's figure of 40 did not include the indictment of 21 Panthers in New York City on April 3. They were charged with conspiring to bomb several department stores, blow up the Bronx Botanical Gardens, several police stations and a section of railroad tracks. This was the high point of a New York police campaign which has brought 60 charges against Panthers in the last 10 months. There have been no convictions.

Thirteen of the Panther 21 are currently being held on \$100,000 bail each in seven New York prisons under maximum security. They are kept in lighted cells 24 hours a day, they are allowed no recreation or library privileges, and have not been permitted to meet as a group with their lawyers, Gerry Leary and William Kunstler, to prepare their defense.

Under these conditions and with hostile nationwide publicity, the Panther 21 are guaranteed a prejudiced trial if it is held as scheduled, on June 11. Defense lawyers have asked a federal court for a show-cause hearing which would force the state commissioner of corrections to release the prisoners, to cover their bail or to show that no injustice or violation of procedure has taken place which would deny them a fair trial.

There have been 10 hearings on bail reduction for the 21. Lonnie Epps, a minor, had his bail reduced to \$10,000 and was released. A "friendly" bailbondsman told one Panther, "I got a call from DA Phillips saying that I would lose my license if I do business if I bailed out the Panthers."

The government has used the Panther 21 case to harass and harass Panther chapters all over the country. In New Haven, Conn. on May 22, eight members of a chapter just being formed were arrested and charged with kidnapping and harboring. A New York Panther who, the police claim, was going to testify against the Panther 21.

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### Raids a pretext

Panther offices in Chicago, Denver and Salt Lake City have been raided by police and FBI agents looking for New York and New Haven "fugitives." Local authorities have tried to use these raids to turn community opinion against the Panthers. The raids have also been pretexts for police confiscation of Panther organizing material, money and whatever else was portable.

In New Haven, Conn. police claim eight local Panthers kidnaped Alix Rackley from New York and murdered him in New Haven. Rackley, the cops say, was to testify against the Panther 21. The New York Panther office says Rackley was an excellent organizer who had close contact with the people of Harlem. "Brother Alix was murdered by the pigs and now eight Panthers have been framed on trumped-up charges and are being

On June 3, Chicago police and FBI agents with machine guns forced their way into Panther headquarters, claiming they were looking for "George Sams, a fugitive from New York." Eight Panthers were arrested, charged with harboring a federal fugitive and illegal possession of weapons.

Two days later in Denver, Rory Hithe, 18, and Landon Robert Williams, 25, were arrested for unlawful flight to avoid prosecution. They were taken into custody at Panther headquarters and charged with being involved in the New Haven case. Bail for each was set at \$200,000.

Another Panther allegedly involved in the case was arrested in Salt Lake City June 6. Lonnie McLucas, 23, was charged with unlawful flight to avoid prosecution and had bail set at \$100,000.

On the night of June 7 about 400 black people gathered in the street outside the Indianapolis Black Panther party office. Three cops in a patrol car tried to disperse the crowd. The cops claim they were attacked.

Police used the gathering as a pretext for entering the Panther office and busting everyone present. About half of the 30 persons arrested were Panthers. The incident happened on the second night of disturbances in Indianapolis, in which about 200 blacks have been arrested and six injured. One undercover agent was reportedly wounded by a sniper.

These raids on the Panthers are being used in New York to prejudice the public against the Panther 21. The press reports each bust with blaring headlines, although the Panthers here have never been found guilty on any charge. The press never mentions the Panther's 10-point political program or the fact that they are setting up free medical care services and free breakfasts for school children. We never hear that the Panthers say, "We want land, bread, housing, education, justice and peace," instead we hear trumped-up charges, ridiculous stories and enormous bail figures.

Action is being taken to publicize the real nature of the nationwide move against the Panthers. A series of demonstrations have been held in New York, the most recent on June 3 at the federal courthouse, where 200 people showed up.

Two of the Panther 21—Joan Bird and Aseni Shakur—and two Panthers arrested on other charges are being held at the Women's House of Detention, 6th Avenue and West 10th Street. The Ad Hoc Committee to Support the Panther 21 has called for a demonstration there on June 14 at 1 p.m.

In New Haven, members of Yale SDS distributed a leaflet stating, "The charges against the New Haven Panthers, which have been trumped up by the government and police, are intended to intensify race hatred by playing upon the lies and myths instilled in white people by the educational system and the mass media."

The Panthers have called for a national conference of revolutionaries to form a United Front Against Fascism. The conference will be held July 18-21 in Oakland, Calif. The Panthers expect 5000 participants and the call to the conference stresses the need for "a front which has a common revolutionary ideology and political program which answers the basic desires and needs of all people in fascist, capitalistic, racist America. Primary objective will be community control of police to end fascism."

This article is a reprint from the Guardian  
June 14, 1969 issue



"The Black Panther" Jul. 3. 1971

# F.B.I. FILES IN THE HANDS OF THE PEOPLE

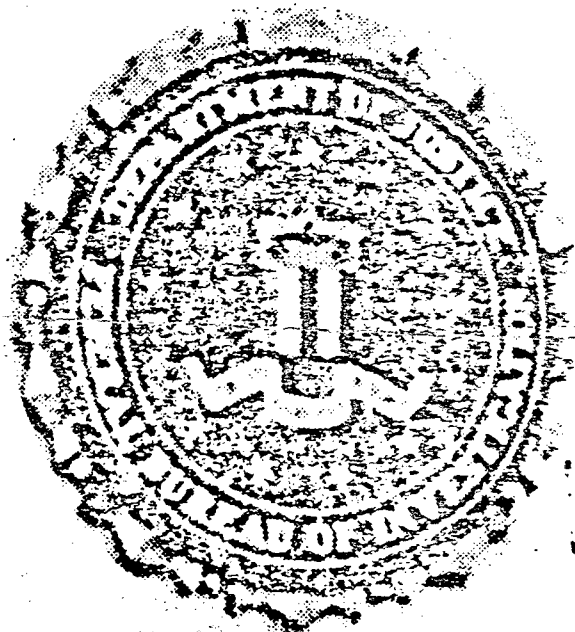
In March of this year, files from the Media, Pennsylvania F.B.I. Office were taken by the Citizen's Committee to Investigate the F.B.I. This was done in order to let the people see and understand the nature of this country's madness, fear and lack of understanding of the problems of Black and poor people, and how such mania gives rise to the fascist, gestapo-like activities of J. Edgar Hoover's Federal Bureau of Investigation.

Their fear is that the Black and oppressed people in this country in union with the oppressed of the world might topple the overwhelming power of the few ruling elite of the U.S. and return that power to its rightful place - in the hands of the masses of people. In an effort to prevent this day of complete liberation for Black People and of all power belonging to the people from ever coming into being, armed troops are sent out to protect, defend and prevent any activity that could crush the imperialist fortress, from within or without. The F.B.I.'s insane involvement with their assigned task must be clearly seen to even be believed.

The spying on Black student groups and newspapers because they are considered subversive and violent, and on the whole Black Community, and its organizations, because it is subversive to the maintenance of our oppression, is so intensive and thorough that only the depraved minds of J. Edgar and company could even keep it up.

We, therefore, wish to pass the information on to more people so that everyone can be on guard, aware of the F.B.I.'s desire to divide us and therefore conquer us. To be aware of the very purposeful viciousness and violence that is most of the time covert, undercover and out of sight.

They seem to enjoy finding situations where a conflict has arisen, so that they can gain an informant. For instance, an argument between a man and his wife working for the people would be a situation that would even be of interest to them. But their lack of understanding of the movement for freedom is one of the many reasons why they are often inaccurate in their reports.



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The liberated files begin with information gathered on the Black Economic Development Conference. This group seems to upset them because of the money that flows through the hands of Black people, even though it is relatively little, especially in comparison with what they (the pigs) protect. Even more upsetting to them is the fact that checks were cashed which they claim were used for "personal" reasons. On a page marked "Leads: The Bell Telephone Company", we can see one concrete way in which the telephone company is part of the whole spy operation. They verified whether or not the two men in question in connection with the use of the funds of the B.E.D.C. were the same. They also note that they would continue to monitor the bank account, all of which receipts the F.B.I. also had on file.

Another section of the files deals with the Black Panther

Party; and, because these files came from a Pennsylvania F.B.I. office, they contain information on the Philadelphia Branch of the Party. Here the F.B.I. seems to be at its best. A great deal of these reports are gotten through tape recordings of telephone conversations. The compiled information ranges from who is in charge of the Breakfast Program-Liberation School to when a sister's baby is due to be born.

After the Philadelphia conversations were listed, conversations between Chicago and Philadelphia were monitored. They concerned a truck used to transport food to the Revolutionary People's Constitutional Convention, and how many reams of mimeograph paper were in stock. This shows that even though there was no conversation that

could be interpreted by them as subversive, they did not hesitate to tap the lines, and did not give up. They made themselves believe that information about trucks and paper and babies and schools was a threat to their "internal security".

Part three of the Media Files deals with racial informants from the "ghetto". This is the portion of the files which shows the calculating scheming of the forces of law and order to spy on and keep in check the entire Black Community. They send in an agent, have the agent file eligible informants names, have them both work together to destroy unity in the community.

In a memo dated February 26, 1968 which that headquarters of the F.B.I. sent out to all their agents in the area, agents were ordered that "It is essential that this office develop a large number of additional racial informants and exploit their potential during the months ahead... (suggested are) individuals, white and black, who live and/or work in ghetto type areas and are in a position to advise of activities, rumors, tensions, etc. in those ghettos." That same memo went on to say that the best sources for ghetto informants are F.B.I. employees' friends, "...employees and owners of businesses in ghetto areas which might include taverns, liquor stores, drugstores, pawn shops, gun shops, barber shops, janitors of apartment buildings, etc. The Bureau also suggests contacts with persons who frequently visit ghetto areas on a regular basis such as taxi drivers, salesmen and distributors of newspapers, food and beverages. Installment collectors might also be considered in this regard." All this information was to be turned in to SA (we assume this means Special Agent) Edward Cole.

Also mentioned here were the areas in the Black community in Philadelphia listed for watching: "South Philadelphia - South Street...; West Philadelphia - Lancaster Ave., 52nd St., 60th St., Mantua, Powelton Village...; North Philadelphia - Columbia Ave., Susquehanna Ave., Germantown Ave. east of Broad, Germantown, Strawberry Mansion." And there were listed the "logical meeting places where ghetto informants might be sent in order to gather information for this office: Black House, 731 West Columbia Avenue...; CORE, 2229 North Broad Street SCLC, 2511 Girard, Second Floor...; The Black Coalition, 5318 Chestnut Street; The Ghetto Training Center, 441 South Street; Church of the Advocate, 18th and Diamond (Rev. PAUL WASHINGTON)...; The New World Book Fair; Harle's Book Store...; Community Book Store...; North Philadelphia - Green's Cafe..., Whimpy's Cafe..., Taproom located on the Southwest Corner of 29th and Westmoreland, A luncheonette located on the west side of Germantown Avenue just south of High Street; West Philadelphia - Gus Silk's Bar..., Nixon Theater..., Foo Foo's Cafe..., Taproom located on the Northwest corner of 45th and Parrish; South Philadelphia - Settlement House... The bars and luncheonettes located on South Street from 13th to 16th Streets." This memo concluded, "The Bureau has also instructed that we immediately ascertain among all Negro informants, including ghetto informants, which informants are planning to enter college this fall and would be in a position to infiltrate black power groups on campuses..." These names were to be given to SA Terence D. Dham.

Their plan is vicious, yet what they fail to do is to understand that all of their speculation about Black People is just that.

The last thing they were told to find out about was what colleges or universities young Black people planned to attend in Pennsylvania. In a memo dated November 4, 1970, the local director orders his agents to get information on "... Black Student Unions (BSU) and similar groups which are targets for influence and control by violence-prone Black Panther Party (BPP) and other extremists. The distribution of the BPP newspaper on college campuses and speakers of the BPP and other black extremist groups on campuses clearly indicate that campuses are targets of extremists...Effective immediately, all BSU's and similar organizations organized to project the demands of black students, which are not presently under investigation, are to be subjects of discreet, preliminary inquiries..."

If the F.B.I. spent more time investigating the filth of this government, instead of the people, maybe all this might prove useful. But then the F.B.I. is an integral, important arm of this government, which has been trained, like all other pig organizations, to fool the people into believing that it protects and serves. We will unite the community right under their watchful eyes and noses to move for total freedom and liberation.



"The Black Panther" Jun. 23, 1973

# BLACK PANTHER PARTY MAY SUE

# U.S.

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"San Francisco Chronicle" May 20, 1968

## Special Report

# Secret Agent's Analysis of the Black Panthers

By Charles Howe

Call him Maish. He is an agent for one of the Nation's many intelligence services.

He and his colleagues are "interested" in a number of Black Power groups, the Black Panthers among them.

Here are some of his preliminary conclusions about the Panthers:

- Some 205 Panthers and close sympathizers have been identified in the Bay Area. About 45 are "hard core" members. The group is almost exclusively centered in Oakland. A recent attempt at a top-secret meeting in San Francisco to set up a large membership there was foiled by at least one non-violent and "legitimate" black organization.

- The Panthers have been "penetrated" by at least one intelligence organization, though Maish won't say whether it is on a local, State or Federal level.

- He describes their level of para-military training as "low," the quantity and quality of their weapons as "inadequate" and says their internal security — membership screening — "is not the best."

- The Panthers are not receiving money from any foreign power and, indeed, are being "bled white" by bail fees, losses of weapons, attorney's fees and organizing costs.

- Maish sees the Panthers as "doomed to extinction" if they don't put their weapons away and adds if they reduce their level of militancy their membership probably will splinter off into other Black Power groups.

### CHIEF GAIN

His colleagues consider Maish something of an intellectual and he admits he finds some of the Panthers' notions intriguing.

"The idea of Negroes policing themselves — at least on an experimental basis — has merit. Under supervision, I'd rather like to see how it would work out."

Maish was interviewed in the absence of Oakland Police Chief Charles R. Gain, who was either out of town or

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unavailable during The to train or arm themselves, Chronicle's two-week investi- as white para-military gation. Gain has not author- groups are free to do. ized any aide to speak for He identified tiny groups of him in his absence. Panthers in San Bernardino,

Maish says his agency Sacramento, "a handful" in knows of at least four large, San Francisco, and even one out-of-state weapons transac- group in Cleveland, Ohio. tions conducted recently by He sees their appeal in the the Panthers. Total purchase ghetto as almost exclusively price: more than \$3000. limited to the disenfran-

"Because the arms were chised black teen-ager, un- lawfully purchased on a re- lure of himself, already with tal basis, we believe the a police record, and with a Panthers are not yet sophis- feeling of utter desperation. ticated to understand volume Black intellectual youth, purchasing, which can be Maish feels, tends to gravi- done wholesale with a Feder- tate toward on-campus Black al firearms dealer's stamp. Power groups, which talk and demonstrate and even Such a stamp may be ob- share many of the Panther's tained for a few dollars, to ideas, but stay away from anyone not a convicted felon." guns.

Maish described the quali- "The older Negro citizens ty of the 22 weapons seized in are generally wary of the the April 6 Oakland shoot-out the Panthers, though they buy as "varying" adding the 'Free Huey' buttons and the Panthers lost \$2000 worth of party newspaper.

The church is likely the Panther's biggest obstacle, even though they meet in one Oakland church from time to time and are on friendly terms with a Methodist minister elsewhere who talks as militantly as the Panthers do.

"As a matter of fact, on the night of April 6 at least three adult Negroes — long-time ghetto residents — turned Panthers in to the police after they found them hiding in their homes."

Maish has no idea what may become of the Panthers.

"If conditions get rougher in the ghetto — any ghetto — they're going to get more recruits. Then, a hard-core element may escalate the gun business again. If the Federal government, on the other hand, makes a serious attempt to pump lots of money into the ghetto, you can likely kiss the Panthers good-by. You simply can't agitate happy people."

THEIR VERY blackness, Maish philosophized, makes it virtually impossible for them

not part of the largely white Peace and Freedom Party, they pulled what amounted to a coup d'etat earlier this year when the party, without reservation, endorsed the Panther's ten points.

"That was shrewd politick- ing on the Panther's part. Their leadership is extremely bright. I'd like to see them use their intellect constructively, for in spite of their militancy, no ghetto kid is ever going to disable a Sherman tank with a bottle full of gasoline — if it should ever come to that."

In order to recruit a particularly militant type of youth the Panthers, Maish feels, have placed themselves in an especially "tight bag."

"It started out as something of a shuck (a hoax). Then the police took them seriously; stopped Panther cars; hummed Panthers in (arrested them on spurious charges).

"This, naturally, scared the Panthers, who then really started to arm. Self-defense, as they saw it, wasn't just something to talk about anymore.

"This, in turn, served to escalate police action. For a while you had an Oakland arms race. I don't know how or why the April shoot-out started. Possibly a super-militant element within the party.

"Anyway, things are quiet now and we trust they'll stay that way. I'd hate to come back here, some day, inside an armored weapons carrier. All of us — black and white — deserve better than that."

Tomorrow: The Panthers and the Oakland police; charges and counter-charges.

#### POLITICKING

Although the Panthers are



"The New York Times" Jun. 6. 1969

## PANTHER ARRESTS LAID TO U.S. PLOT

Chairman Says Nixon Seeks  
to Destroy Negro Party

By EARL CALDWELL  
Special to The New York Times

BERKELEY, Calif., June 5—The chairman of the Black Panther party said today that recent mass arrests of Panther leaders were part of a plot to destroy the organization of militant blacks.

At an unusual morning press conference, the chairman, Bobby Seale, referred to the arrests as "nothing more than Richard M. Nixon's operations of attempting to destroy the national and state level Black Panther party leaderships."

Mr. Seale said that the plot ordered by the President was being carried out by the Federal Bureau of Investigation with the aid of local law enforcement agencies.

The chairman and co-founder of the Black Panther party expressed particular concern over recent arrests of Panthers in New York and Chicago. And while the press conference was in session, he was informed that a group of Panthers had been arrested in Denver.

Mr. Seale called the arresting agents "Fascist F.B.I. pigs" and said that they were attempting to stop Socialist programs advocated by the Panthers.

### United Front Sought

To cope with the situation, Mr. Seale said that the Black Panthers were calling together radicals from across the country for a national conference next month.

He said that the purpose of the meeting would be to develop "a united front against Fascism in America." Mr. Seale said that the conference had been scheduled for July 18-21 in Oakland, Calif.

While Mr. Seale spoke enthusiastically of the conference, he spent most of his time discussing the growing number of mass arrests of Black Panthers.

He said that within the last two months "more than 40" Panther leaders on the East Coast had been arrested and jailed. He said that this had been in addition to a group of 21 members of the party in New York City who were arrested on conspiracy charges.

ago yesterday, the

Federal Bureau of Investigation raided the Panther offices and arrested eight party members. They were charged with harboring a fugitive.

Mr. Seale did not discuss the impact the arrests were having on the organization. He simply said that the organization was losing "too damn many good people." But a source close to the organization said the chairman was not particularly disturbed.

In addition to the Chicago and New York arrests, the Panthers said that they had lost key men in Oregon, Connecticut, Colorado, New Jersey and California.

In every case, Mr. Seale said that the Panthers had been victims of what he called "trumped up charges."

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"Miami Herald" Dec. 28, 1969

So Far, Their Charge of 'Genocide' Is Unfounded

# Do Black Panthers Have a Case?

By DAVID SMOTHERS

UPI Senior Editor

**G**ENOCIDE is a hard word and an inflammatory accusation. Its dictionary definition "deliberate, systematic measures toward the extermination of a racial, political or cultural group."

This December, it is directed against the police departments of major cities and, by implication, the Federal Bureau of Investigation and the Justice Department of the United States.

The charge, in essence, is that the federal government and the police departments are engaged in a covert conspiracy to exterminate, by gunfire if necessary, a small band of armed black revolutionaries — it is their own self-description — called the Black Panthers.

THE PRIME reason for the charge is what happened in a cramped and crowded apartment on Chicago's west side on or about 4:45 a.m. Dec. 4.

At that time, 14 Chicago detectives assigned to the Cook County state's attorney's office broke into a first-floor apartment at 2337 West Monroe Street. They had a tip that guns were being stored in the apartment

and a warrant to search for them. Fred Hampton, 21, Illinois chairman of the Panthers, and Mark Clark, 22, their downstate Illinois lieutenant, were killed in the apartment. Two policemen were slightly wounded. Three Panthers were arrested.

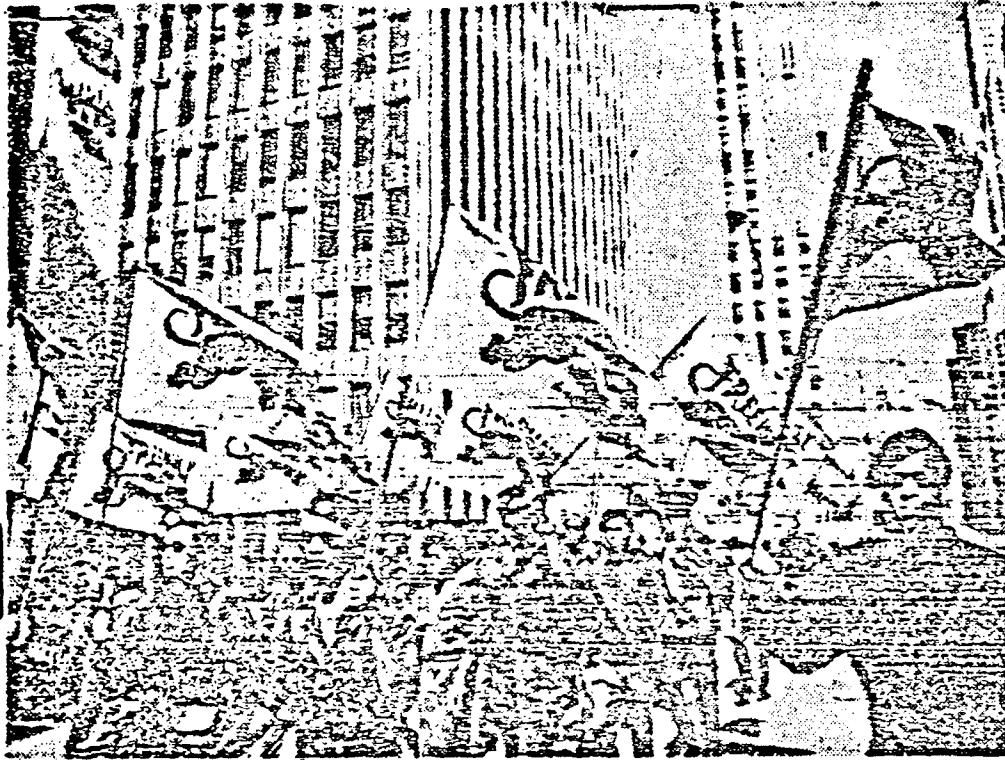
All agreement on the facts stops there. Police say they were met by shotgun fire as they broke down the door and that the killings occurred as they fought for their lives in the dark. The Panthers maintain the police came in shooting and that Hampton was shot in his bed as he slept.

THE SHOOTOUT on Monroe Street raised sympathy from moderates, both black and white, who had never before had a good word to say for the Panthers' racist dogmas and pretensions to armed guerrilla warfare. The Panthers gained more attention, and guarded sympathy in some quarters, four days later when massed forces of Los Angeles police using military equipment fought it out with Panthers for four hours in another weapons raid.

Six Panthers were shot, two seriously, and three policemen were wounded, one critically, in that battle. But nobody died and there could be no Panther charge of mur-

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—United Press International Telephoto

## Black Panthers on Parade in New York City

...deaths of 20 members in shootouts have sparked controversy

der. Attention reverted to what had happened in Chicago.

And although Chicago officials are adamant in insisting they know precisely what happened, the conflicting versions of that firefight

are or will be under investigation by a special federal grand jury, a blue ribbon Cook County grand jury, a prestigious citizen's committee headed by former United Nations Ambassador Arthur Goldberg, and an ad hoc

committee of Negro congressmen.

EVEN BEFORE the hearings began, some wide-swinging statements were being made on what some people thought did happen in

### Chicago and Los Angeles

The Rev. Dr. Ralph Abernathy, Dr. Martin Luther King's successor as head of the Southern Christian Leadership Conference, preached at Hampton's funeral. "There is a calculated design of genocide in this country."

California State Sen. Marvin Dymally, who represents the Los Angeles district where that city's shootout took place, said, "I think it's a national plan. One must conclude that this is not an isolated incident."

Jay A. Miller, executive director of the Illinois Division of the American Civil Liberties Union, said, "The Chicago raid and killing seems a part of a nationwide pattern of police action against the Panthers."

Angela Davis, an assistant professor of philosophy at the University of California at Los Angeles, spoke of genocide and a conspiracy against the Panthers organized by President Nixon and directed by Attorney Gen. John Mitchell.

GOLDBERG MADE no far charges, but said "grave doubts had arisen" about the neutrality of the police when confronted by the Panthers.

"I'm not a member of the Black Panthers," Goldberg

Turn to Page 5



## By Words and Action

# Panthers Breed Police Hostility

**Action Page 1**

said. "I'm not sure they would admit me to membership. I don't subscribe to their doctrine. I don't like their doctrine. But that doesn't matter so much. What does matter is the right of every citizen to equal treatment under the law."

It will be some time before Goldberg and the rest bring in their conclusions. Those conclusions may well be different from these, which are based on the evidence now on record:

● **ON THE RECORD** there is no hard evidence at hand to indicate that the U.S. government or the large metropolitan police departments are engaged in a deliberate, coordinated campaign against the Panthers. These agencies may share the same unfriendly feelings toward the Panthers, and they may exchange information about them, and they may approve of what each other is doing to and about the Panthers. But it has yet to be proved that there is in effect any master plan between them.

● **HOWEVER**, there is good reason for the Panthers to believe that the police and the government are inclined to regard and treat them with more disfavor than they do any other group of organized extremists.

● **AND THERE** is good reason for the police to be ready for big trouble, and to be ready to react in kind, when they go against the Panthers. They have counted their casualties as well as have the Panthers.

THE JUSTICE Department and the FBI have made no secret that they regard the Panthers as a dangerous force; nor do these agencies deny that the Panthers are being watched, even infiltrated, by federal agents and agencies.

The Panther movement was founded in October, 1966, in Oakland, Calif., by Bobby Seale and Huey Newton. It was originally a watchdog committee set up to look into complaints that Oakland police were harassing blacks.

Last September, the Justice Department quietly formed a special task force of five attorneys to investigate Panther activities to see if they are in violation of federal law in the fields of civil rights, criminal deeds and internal security.

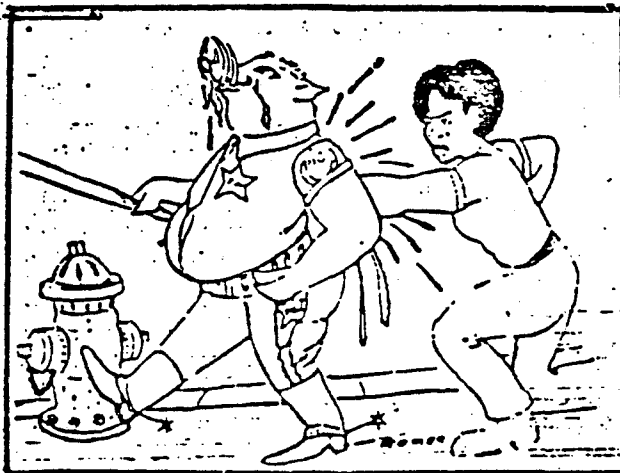
FBI DIRECTOR J. Edgar Hoover went on record last July as saying the Panthers "without question represent the greatest threat to the internal security of this country among all black extremist groups."

He also told a House committee that the revolutionary stand of such groups has "made it necessary for the FBI to intensify its intelligence operations in this field through the penetration of these groups with informants . . . this penetration has been made at all levels, in-

cluding the top echelons of these extremist groups."

Any words of Hoover's are received with respect, even reverence, in police departments throughout the country. And an FBI source has been quoted as saying, "If we hear that the minutemen or the DAR or the Black Panthers are caching submachine guns, it's absolutely incumbent upon us to pass that on to the local police."





### Anti-Police Drawing in Coloring Book ... shows child stabbing a policeman

It is also alleged that of the other Panthers listed, one was killed by a merchant he was robbing, another was shot in a quarrel with his wife, and another was not known to be a Panther.

**STILL**, it is hard to argue the Panther charge that things go especially hard with them when they run afoul of the police. If nothing else, the record indicates, many can expect bails set so high that they will stay in jail for months, whether or not they come to trial and whether or not there are grounds for conviction against them.

Last April, 21 Panthers were indicted in New York on charges of conspiring to kill police, sabotage railroads, and bomb department stores. Of these, 15 are still in jail awaiting trial in lieu of bail averaging \$100,000 apiece.

Panther attorneys like to point out that when four young white radicals were arrested this year for actually carrying out eight bombings in New York, their bails were cut from \$500,000 to \$25,000.

Panthers and their friends maintain the pattern is typical. Roy "Masai" Hewitt, the Panthers' minister of educa-

tion, estimated members were required to put up \$213,000 in bail, much of it in cash, in the first six months of 1969 alone.

**GARRY MAINTAINED** police will make searches and arrests for no offense greater than being a Panther because "to them (police) conviction is not important. They are interested in harassment, destruction and genocide."

Others less partisan still argued that when police move in on Panther nests it is often in overwhelming force, with predictable results.

Negro assemblyman Leon Ralph of Los Angeles wondered, "Why is it that every time the police serve a warrant in the black community, they come in shooting?"

Austin F. Shute, a prominent Kansas City, Mo., attorney and a white man, said that despite police claims of Panther proclivity to violence, "it is somehow always the Panthers who end up with cracked skulls and broken ribs."

**MUCH HAS BEEN** said and will be said of the killings of Hampton and Clark. It may be, however, that few of the investigators outside

of Chicago recall the killings of John Gilhooly and Francis G. Rappaport.

Gilhooly and Rappaport were Chicago policemen. They died in a gun battle with persons believed to be Panthers on Chicago's south side Nov. 13, three weeks to the day before the Monroe Street raid.

Rappaport was shot from ambush by a 19-year-old whom police killed moments later. The gunman has since been included in the Panthers' list of "martyrs."

It has been estimated that within the past six months in the United States three policemen have been killed in incidents involving Panthers and 25 have been wounded.

**DEAD POLICEMEN** tend to be soon forgotten by most people except other policemen. They remember and they are human, sometimes all too human. They are also quite aware of where they stand with the Panthers.

Police know that, by Panther dogma, they are regarded as the instruments of colonial oppression which, so the Panther text goes, keeps Negroes in bondage in this nation.

They know that when Panthers give black school children free hot breakfasts, one of their few outwardly benign programs, they also teach the children to call policemen "pigs" and distribute coloring books showing Panthers shooting snout-faced policemen.

They know full well of the Panthers' gun mystique and of the repeated statements of Panther leaders that guns are to be used against "pigs" as a valid weapon in a stated purpose of revolutionary overthrow of the established government of this country.

**IF THEY HAVE** not read them, policemen may have heard of Panther co-founder Newton, now imprisoned for the killing of a policeman, as quoted in a 1967 issue of the Black Panther paper:

"When the masses hear that a Gestapo policeman has been executed while sipping coffee at a counter, and the revolutionary executioners fled without being traced, the masses will see the validity of this type of approach to resistance."

Or of George Mason Murray, identified as then Panther minister of education, as quoted by police sources before the Senate permanent investigation subcommittee last July:

"We want you to know that black people are responding correctly throughout the U.S. For instance, last week our brothers in Cleveland, Ohio, showed the proper sentiment to resist oppression. They ambushed the police and killed three police and wounded 27. We are very happy with the political consciousness the racists of Cleveland suffered."

**AND SO ON.** It is no trick to find Panther testimony that they stock guns to use against police — whether or not it is in their own defense, as the Panthers generally allege after the fact. The police know the guns are there, and for whom their use is largely intended.

So, when Sgt. Daniel Groth led the Chicago raid, his men took, among other things, a submachine gun and three shotguns. "On the basis of information we had, it was clear that we might be running up against dangerous individuals," he said.

And in Los Angeles, Acting Police Chief Dan Gates said his men set out Dec. 8 "expecting felonious resistance . . . it is a Panther doctrine that unwarranted entry would be met with armed resistance."

It may be that the various investigating committees and juries will wind up trying to decide whether police in the raids at Chicago and Los Angeles and elsewhere went prepared for trouble or were looking for it. There is a difference.



## Panther Tax Scrutiny Reported; Internal Revenue Service Silent

By JOHN KIFNER

Special to The New York Times

CHICAGO, Dec. 22 — The Internal Revenue Service is reportedly conducting an investigation into the Black anther party, with an eye to possible charges of income tax evasion.

Spokesmen for the service here and in Washington refused to comment directly on reports of the investigation. They issued the following statement:

"The Internal Revenue Service cannot respond to inquiries as to whether it is investigating special individuals or organizations. However, the Internal Revenue Service is charged with the administration of Federal tax laws and gun control laws and therefore is responsible for investigation of those suspected of violating these laws."

The Washington I.R.S. spokesman, Philip Rothschild, said there was no record of tax returns from the Black Panther party.

Nor, Mr. Rothschild added, is there any record of the Panthers' having applied for any of the 17 categories of tax-exempt status.

### Weapons Search Reported

The Internal Revenue Service is responsible for enforcing Federal firearms regulations through its Alcohol, Tobacco and Firearms Division, and the investigators were also reportedly searching for illegal weapons.

Mr. Rothschild said that the I.R.S. had been responsible for investigating "any suspected violations of Federal firearms laws" since 1937 when Federal regulations were passed aimed at "getting gangster-type weapons out of circulation."

In the past, Internal Revenue Service investigations have been brought into play against

persons whom Federal prosecutors have had difficulty convicting on criminal charges. It was an income tax evasion conviction, for instance, that finally put Al Capone behind bars.

Meanwhile, a group of lawyers representing Panthers from across the country met here this weekend to discuss the recent series of raids and arrests of Panthers and the controversial slayings of two Panthers here in a pre-dawn police raid on Dec. 4.

The lawyers discussed for five hours yesterday, at McCormick Theological Seminary, what they termed the "widespread attacks on the Black Panthers" by law enforcement agencies.

The group attempted to work out a national legal defense strategy, which one member said would include full cooperation with the investigations into the Dec. 4 events by a committee of Southern Negro Congressmen and by an independent citizens' panel led by Arthur J. Goldberg and Roy Wilkins.

The lawyers also hope to broaden the scope of both inquiries to include the question whether the pattern of raids, shoot-outs and arrests constitutes a national campaign to destroy the black militant group.

A grand jury here indicted a 20-year-old Panther, Lance Bell, today on murder charges in connection with a gun battle on Nov. 13 in which two policemen and a Panther were slain.

The two policemen, Patrolmen John Gilhooley, Jr., 22, and Frank G. Rappaport, died in the gun battle on the South Side, as did Spurgeon J. Winters Jr., a 19-year-old Panther.



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 4

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

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## Policemen Are Shot in Arresting 3 Believed Part of Black 'Army'

By WOLFGANG SAXON

Three policemen were wounded and an unidentified man was reported shot to death last night when a large force of policeman raided a Bronx apartment and, after a shootout, arrested three men alleged to be members of the Black Liberation Army, a group of radicals accused of killing policemen and other murders and robberies.

Another one of those arrested, Avon White, had been the subject of a manhunt in connection with the killing of a Transit Authority policeman, Sidney Thompson, who was killed in a gun duel last June 6 in the waiting of an IRT elevated subway station in the Bronx.

Continued on Page 69, Column 4

### NEWS INDEX

	Page		Page
Books	41	Music	34-37
Bridge	40	Obituaries	46
Business	55-70	Op-Ed	43
Chess	40	Society	40
Crossword	41	Sports	49-53
Editorials	42	Theaters	34-37
Family/Style	38	Transportation	85
Financial	55-70	TV and Radio	86-87
Going Out Guide	34	U. N. Proceedings	4
Movies	34-37	Weather	85

News Summary and Index, Page 43

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According to early unconfirmed reports, the dead man was found inside a tenement house at 1803 Bryant Avenue, near East 174th Street.

The police said that the three men used the apartment in the tenement as a "haven."

Those arrested were identified as Avon White, 23 years old; Melvin Kearney, 22; and Bert Hayes. According to the police, Mr. Hayes was wanted

Continued From Page 1, Col. 8

section with several violent crimes. The police identified him last June as a fugitive wanted for questioning.

The police reported that they entered the apartment after a final exchange of gunfire with the three men they arrested. They said that they also took into custody for questioning three women, including Mr. Hayes's 19-year-old wife, Brenda, who gave a Queens address. The other named were Eleanor Brown, 23, of 1801 Bryant Avenue, who said she lived in the apartment, and Michel Scott, 27, of 131 West 135th Street. Mrs. Hayes was said to have had a 2-week old baby with her at the time.

The three wounded policemen were identified as Detective Masimo Jimnez, 31, of the Police Department's major crimes section, Transit Authority Patrolman Leroy Cox, 32, and a third man whose name was withheld pending notification of kin.

Mr. Cox was treated for a bullet wound in the right hand and was released. The two other men were reported in good condition in Jacobi Hospital.

According to the police account, the raiding party comprised men from the city's Tactical Patrol Force, the Transit Authority police and the Federal Bureau of Investigation. Two units of the Fire Department also were at the scene because of the fire danger involved in the use of tear gas.

The police arrived in the street at about 7:30 P.M. and, after making certain the wanted men were in the targeted tenement building, cordoned off the area. The suspects reportedly were in a front apartment, one flight above the ground level.

It was not immediately known who fired the first shot, but the police said indications were that both sides were engaged in an exchange of gunfire that accompanied a tear gas charge. The police said four handguns, a machine gun and a shotgun were found in the apartment.

The police have previously described the Black Liberation Army as a faction of no more than 25 to 30 "hard core" present and former members of the Black Panthers, but noted that

only about 15 of them were known to have actually engaged in criminal acts in New York City. An additional 75 people could be counted as sympathizers of the group, the police estimated.

Authorities have charged the Black Liberation Army with a long series of violent crime here and elsewhere in the country, including the murder of policemen and bank robberies.

There was no immediate word on how many of the "hard core" members remain at liberty. They have been thinned by arrests in recent months. Only last Monday, authorities brought back to New York the last of five members charged with the killing of two policemen, Joseph Piagentini and Waverly Jones,

here in May, 1971. The suspect, Herman Bell, 25 years old, had been arrested in New Orleans.

Nine other members were indicted on Aug. 23 on charges stemming from various crimes of violence. They were described at the time as the top echelon of the Black Liberation Army, and several of them remained at large.

Last June 8, Federal agents and city policemen stormed a West Side apartment and seized 26-year-old Andrew Jackson, accused of murder and bank robbery and wanted for questioning in the slaying of four New York City policemen, including Patrolmen Piagentini and Jones. He was the third member of the radical group arrested that week.



"The Black Panther"

## POLICE LIST SCORED BY PANTHERS

The San Francisco Police Department has released a bulletin, with names and pictures of Black people who allegedly belong to the so-called Black Liberation Army. These men and women are being singled out by the police to cause fear and doubt among Black people-- country-wide.

The Black Panther Party condemns this list and its circulation. It is being used only for bounty that is, the police departments intent is to frighten so many people into the belief that these people are criminal that great numbers of people will stop struggling against oppression and for freedom.

They infer that the Black people on the "Restricted Information" list are dangerous, that they are out to destroy the government and particularly the San Francisco Police Department. But, we know who the real criminals are.

This and other subtle and not so subtle tactics of condemnation and guilt by association, which are reminiscent of Hitler's Germany, are naive ways of trying to expose former Black Panther Party members and others to right-wing attack. .

Mar. 3, 1973

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## Black Liberation Army...

# Loose-knit terrorists

By JAMES O. CLIFFORD

SAN FRANCISCO — A shadowy out growth of a split in the Black Panther Party — the "Black Liberation Army" — is claiming responsibility for killing policemen, setting off bombs and committing other acts of terror across the Nation.

Up to now, most police departments go along with the grim claims of the group, also known as the "Afro-American Liberation Army," but not much more information has been made public.

The most recent incidents in a long line of violence took place in San Francisco, and police here believe they smashed one of the organization's local units with the arrest of Anthony Bottom, 29, who they said volunteered a long list of local violence claimed by the "Army."

Bottom, who was arrested with another man after a shot-punctuated chase, gave detailed accounts of the slaying of a policeman, the bombing of a slain police officer's funeral and assorted holdups. He also said the group made an abortive attempt at blasting a police station with an anti-tank gun.

When Bottom was arrested, police found a pistol in his car which belonged to a slain New York officer.

In other cases here, the organization claimed credit for an abortive attempt to blow up the Portuguese Consulate, and hundreds of Black Liberation Pamphlets were found along with enough dynamite to blow up a city block when police arrested David Jackson, 22, Jacksonville, Fla., wanted for a series of firebombings in Miami.

In New York City, Chief of Detectives Albert Seedman said the Army is responsible for killing four officers. He said its activities have also been traced to St. Louis, Cleveland, Detroit and Atlanta.

"One of the basic aims of this group is, in addition to bombing government buildings and large department stores, killing police officers . . . notwithstanding the fact that he (the officer) may be a black man," Seedman said. Two of the slain New York officers were black.

The Black Liberation Army (BLA) goes back to the split in the Black Panther Party between Huey P. Newton and Eldridge Cleaver, now a fugitive living in Algiers.

Newton recently announced a policy of

"working within the system" to accomplish the Party's revolution but the Cleaver faction says it has not given up violence.

The BLA has been hailed by the Cleaver group's newspaper in New York.

The paper described the units of the Army as "entirely autonomous and decentralized" and said its members do not have to wait for orders from the high command. "There are no political commissars to these guerrilla units," the paper said.

Police officers agree.

"While they sometimes praise the Irish Republican Army in their propaganda, the Black Liberation Army's organizational structure is just the opposite of the IRA's," said one veteran law enforcement officer who did not want to be identified.

"The IRA is highly structured, with a chain of command. This group is very loose and is made up of individual, independent cells."

Some police officers place the membership of the BLA at about 100. Others won't even hazard a guess because there seems to be a difference of opinion on the Army's mobility and logistics.

Most officers say the group's members move around a lot, like the "hit men" of organized crime.

"They appear to have a connection, an association with one another from one end of the country to the other," said Arthur Grubert, chief of intelligence for the New York Police dept.

"They have an ability to find assistance in other cities. They keep to themselves, use false names and evidence shows that they are not known by the general black community," he said.

None of the men who have been arrested in San Francisco was known locally and this seems to bear out the theory.

However, one veteran black intelligence officer says there are other factors involved. He claims much of the Army is simply made up of "four or five guys who get together and decide to form a unit on their own." He thinks the liaison between the units isn't very strong.

Added to this, he said, is "an increasing number of people who pull stickups and decide to call themselves BLA members in order to become instant heroes."



## 200 Policemen and Firemen Recover 120

YORK TIMES, SUNDAY, OCTOBER 20, 1974

### Pounds of Explosives in Car on F.D.R. Drive

340990  
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HEREIN IS UNCLASSIFIED  
DATE 9/8/93 BY 9803RDM/mt

By JOSEPH B. TREASTER

Nearly 200 policemen and firemen rushed to a Lower East Side section of the Franklin D. Roosevelt Drive late Friday to recover 120 pounds of high explosives that had been left in an abandoned car, the police said yesterday.

Traffic was diverted for more than an hour for several blocks north and south of Houston Street, where the car was discovered, as technicians from the Police Department's bomb section transferred the explosives—six sausage-like rolls of ammonium nitrate—to specially

outfitted trucks and took it to a bunker at a shooting range in the Bronx.

The police also moved several hundred residents from apartments that line the drive while the movement of the explosives was under way.

Deputy Inspector Fritz Behr, the commander of the scientific research division of the Police Department, said that an informant had told the police the exact time and place—11 P.M. just north of Houston Street in a disabled vehicle area off the northbound lanes on the drive—that the car with the explosives

could be found. The green, 1970 two-door Ford had been reported stolen on Staten Island a day earlier, the police said.

#### No Immediate Clues

Official spokesman for the Police Department said they had not immediately uncovered any evidence indicating where the explosives had come from or who had left them.

But they said that Detectives Joseph Gibney and Joseph Gregorowicz of the arson and explosion squad had been assigned to investigate these and other aspects of the explosives.

The squad was formed in 1971 especially to investigate explosions and explosive devices believed to be connected to radical groups.

#### No Immediate Clues

Official spokesmen for the Police Department said they had not immediately uncovered any evidence indicating where the explosives had come from or who had left them.

Some police involved in the investigation said the informant had indicated that the explosives had been stolen from the so-called Black Liberation Army. These police said the infor-

mant asserted that the theft had been accomplished by members of a white group with a history of violence and antipathy toward blacks.

The group, the police said, had turned over the explosives along with additional "intelligence" concerning the Black Liberation Army with a view toward receiving special consideration from authorities in the handling of criminal cases pending against some of its members. The police refused to disclose the name of the groups.

#### Here and on Coast

The precise size of the fol-

lowing of the Black Liberation Army is not known. It is believed to have been most active in New York City and in California, but there were reports last year that it had all but dissolved.

However, a note received by The New York Times and signed by correction officials for their "full and complete cooperation" after an abortive attempt to free three men from the Manhattan House of Detention in April of this year.

Later, in June, the police attributed the murders of two white teen-agers in Jacksonville,

Fla., to members of the Black Liberation Army. He said also that literature bearing the stamp of the Black Liberation Army had been distributed to young blacks in Jacksonville.

Ammonium nitrate is often used as a fertilizer. But police Department explosives specialists said it was not infrequently used for demolition purposes. Twenty primers or boosters, one of the elements that would be needed to detonate the ammonium nitrate, were found in the abandoned car, the police said.



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 6

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

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DATE 9/11/93 BY 9803 RCO/mex



Department of the Treasury

40.  
Internal Revenue Service  
District Director

Code 411-F-30D  
Person to Contact: Notices Unit  
Contact Telephone Number: 556-0294

Date: JUL 23 1976

Buey P. Newton  
c/o Fred J. Hiestand, Attorney at Law  
1970 Broadway, Suite 1215  
Oakland, CA 94612

340770  
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HEREIN IS UNCLASSIFIED  
DATE 9-8-93 BY 9803R000H

We have enclosed a copy of our examination report explaining why we believe an adjustment of your tax liability is necessary.

If you accept our findings, please sign and return the enclosed agreement or waiver form. If additional tax is due, you may want to pay it now. If so, please follow the enclosed instructions.

If you do not accept our findings, we recommend that you request a conference with a member of our conference staff to discuss the proposed adjustments. Most cases considered at conference are disposed of satisfactorily. To arrange a conference, please submit a written protest in accordance with the enclosed instructions concerning unagreed cases. These instructions also explain your appeal rights.

If we don't hear from you within 30 days, we will have to process your case on the basis of the adjustments shown in the examination report. If you have any questions, please contact the person named above. A self-addressed envelope is enclosed for your convenience.

Thank you for your cooperation.

Sincerely yours,

*J. L. Browitt*  
District Director

Enclosures:  
Examination Report  
Agreement or Waiver Form  
Instructions  
Envelope

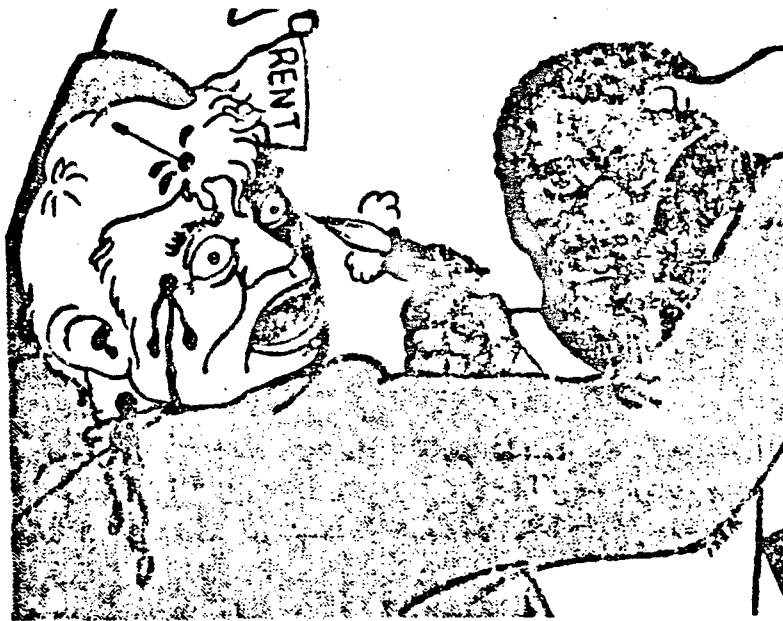
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Form L-191A (Rev. 4-76)

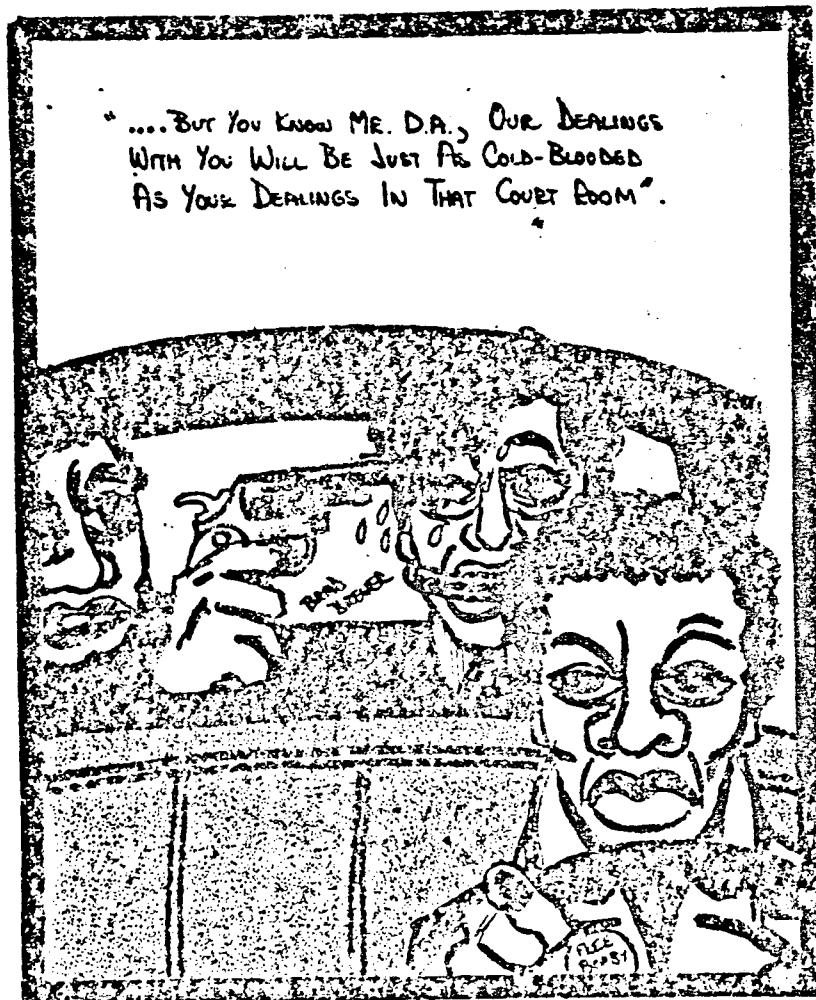
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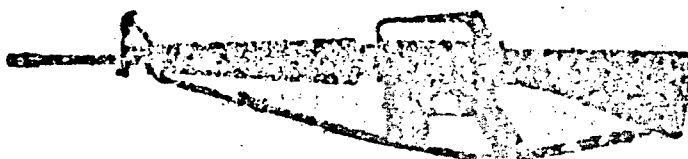
"The Black Panther"



Dec. 19, 1970



FREE ALL



POLITICAL PRISONERS

Dec. 26, 1970

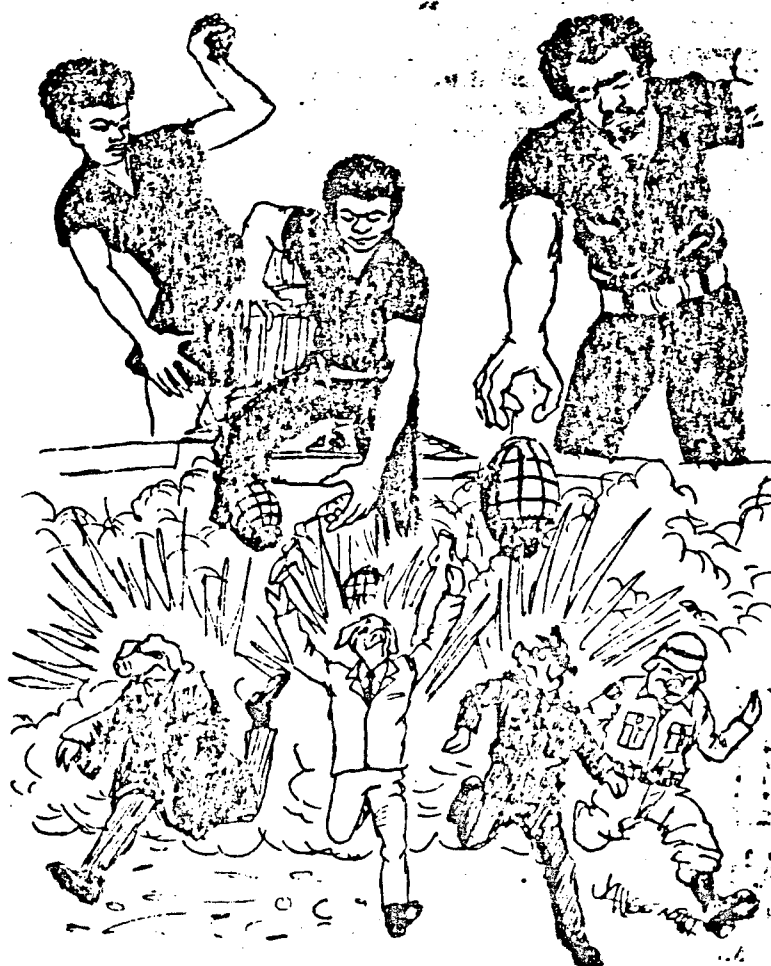
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DATE 9-8-93 BY 9603RCC/WH



"The Black Panther"



May 19 , 1969



Jul. 17, 1970

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DATE 9-8-93 BY 9808ROO/KH



"The Black Panther"



May 31, 1970

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DATE 9/8/93 BY 9-103 RCO/KCH



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 7

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

340090  
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DATE 9-8-93 BY 9703R00/MEH



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

**FILED**

APR 4 1978

JACK N. ANDERSON, )  
Plaintiff, )

JAMES E. DAVEY, Clerk

v. )

Civil Action No. 76-1794

RICHARD M. NIXON, ET AL., )  
Defendants. )

ORDER

While his deposition was being taken, plaintiff refused to reveal the identity of news sources that had provided him with information concerning the subject matter of this litigation. On January 19, 1978, the Court held a full hearing on defendants' motions to compel and by Memorandum and Order filed January 26, 1978, directed that plaintiff respond to questions concerning the identity of his news sources. Plaintiff received the Order and respectfully notified the Court that on grounds of principle he would continue to refuse to answer such questions. Accordingly, defendants promptly moved for default, invoking Rule 37 of the Federal Rules of Civil Procedure. The motions were opposed, briefed by the parties, and argued. The Court finds that:

(1) There is substantial indication found in the jacket to date that plaintiff can prove acts of official harassment and efforts at high levels of the Nixon administration to interfere with his work as a newspaperman. The extent of each defendant's participation in the alleged conspiracy, if any, is yet to be developed. If a conspiracy existed, it has terminated.

(2) Defendants oppose plaintiff's effort to obtain damages by motion to dismiss on the ground that the statute of limitations has run. This also is a substantial claim



supported by pertinent excerpts from plaintiff's widely syndicated column showing contemporaneous knowledge of many key events and thus contradicting plaintiff's claim that the conspiracy was concealed.

(3) It is admitted that plaintiff received information about the official conduct he now questions about the time it occurred from sources both within the White House, where the alleged conspiracy centered, and from outside sources as well.

(4) To test plaintiff's denial that he was aware of the alleged conspiracy at an early date and to develop the full extent of plaintiff's knowledge of events as they were occurring, it is highly material and relevant to the defendants' motion to ascertain and then to depose plaintiff's sources.

(5) The identity of his sources is well known to plaintiff. There are no alternative practical means of ascertaining who they are.

(6) Plaintiff's refusal to comply with the Court's Order and to respond to defendants' inquiries is not made in bad faith. It is, however, willful and deliberate and made with full undertaking of the consequences. Plaintiff's decision to disregard the Court's Order will not change.

(7) An orderly trial, fair to both sides, cannot proceed to a just result unless plaintiff reveals the names of all his relevant sources. Plaintiff alone is responsible for the present impasse.

(8) The Court in the exercise of its discretion hereby enters an order pursuant to Rule 37(b)(2)(i) of the Federal Rules of Civil Procedure that the statute of limitations matter regarding which the questions concerning plaintiff's sources were asked shall be taken to be established for purposes of this action adversely to plaintiff and that defendants' motions to dismiss are granted. No other action



is consistent with necessity, policy, and the Court's duty in the premises. See Smith v. Schlesinger, 513 F.2d 462, 467 & n. 10 (D.C. Cir. 1975); see generally Societe Internationale v. Rogers, 357 U.S. 197, 210 (1958).

(9) The complaint shall be and hereby is dismissed.

SO ORDERED.

Gerald A. Grell  
UNITED STATES DISTRICT JUDGE

April 4 , 1978.



Black Panther Party v. Levi,  
Civ. Act. 76-2205

ATTACHMENT 8

SUPPLEMENTAL MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF MOTION OF  
DEFENDANTS BELL, ET AL. FOR SANCTIONS  
FOR FAILURE TO PROVIDE DISCOVERY

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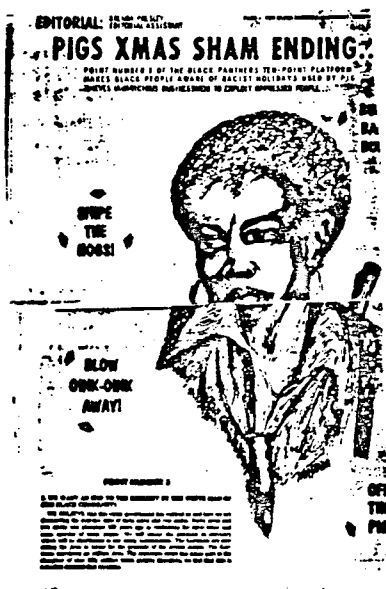
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Apr. 27, 1970



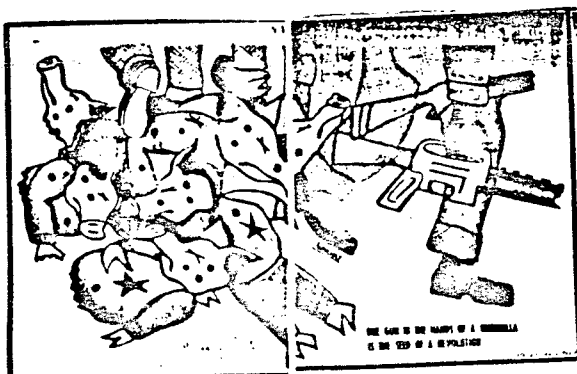
Dec. 19, 1970



Dec. 21, 1968



Nov. 7, 1970



Dec. 6, 1969



Nov. 29, 1969

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DATE 9/1/93 BY 9103RDD/men



# "The Black Panther"

DAY, SEPTEMBER 19, 1970 PAGE 4



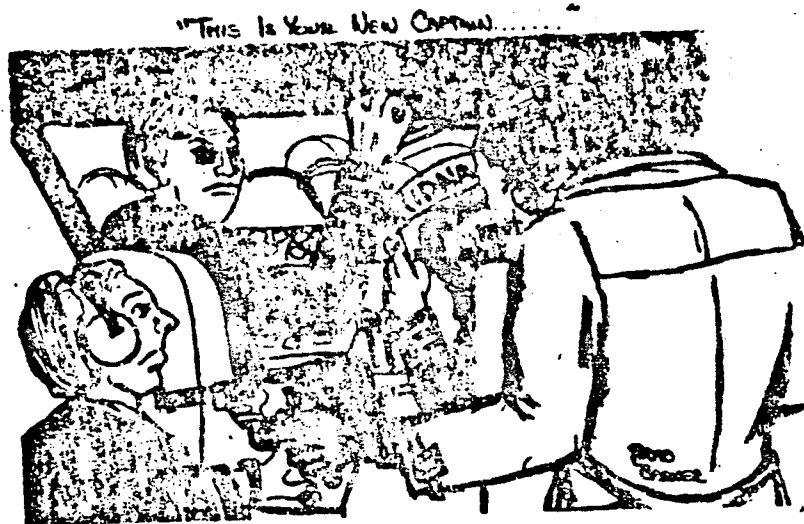
ANY WAY THAT WE  
CHOOSE TO DESTROY THE  
OPPRESSOR IS JUSTIFIED,  
BECAUSE THEIR VERY EX-  
ISTENCE IS OUR OPPRES-  
SION!

Sept. 19, 1970

340770  
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DATE 9-8-93 BY 9703 ROP/STW



# "The Black Panther"



Dec. 26, 1970



WE DO NOT REQUIRE THEM TO  
DIE HAPPY, AS LONG  
AS THEY REALLY DIE DEAD

Aug. 29, 1970

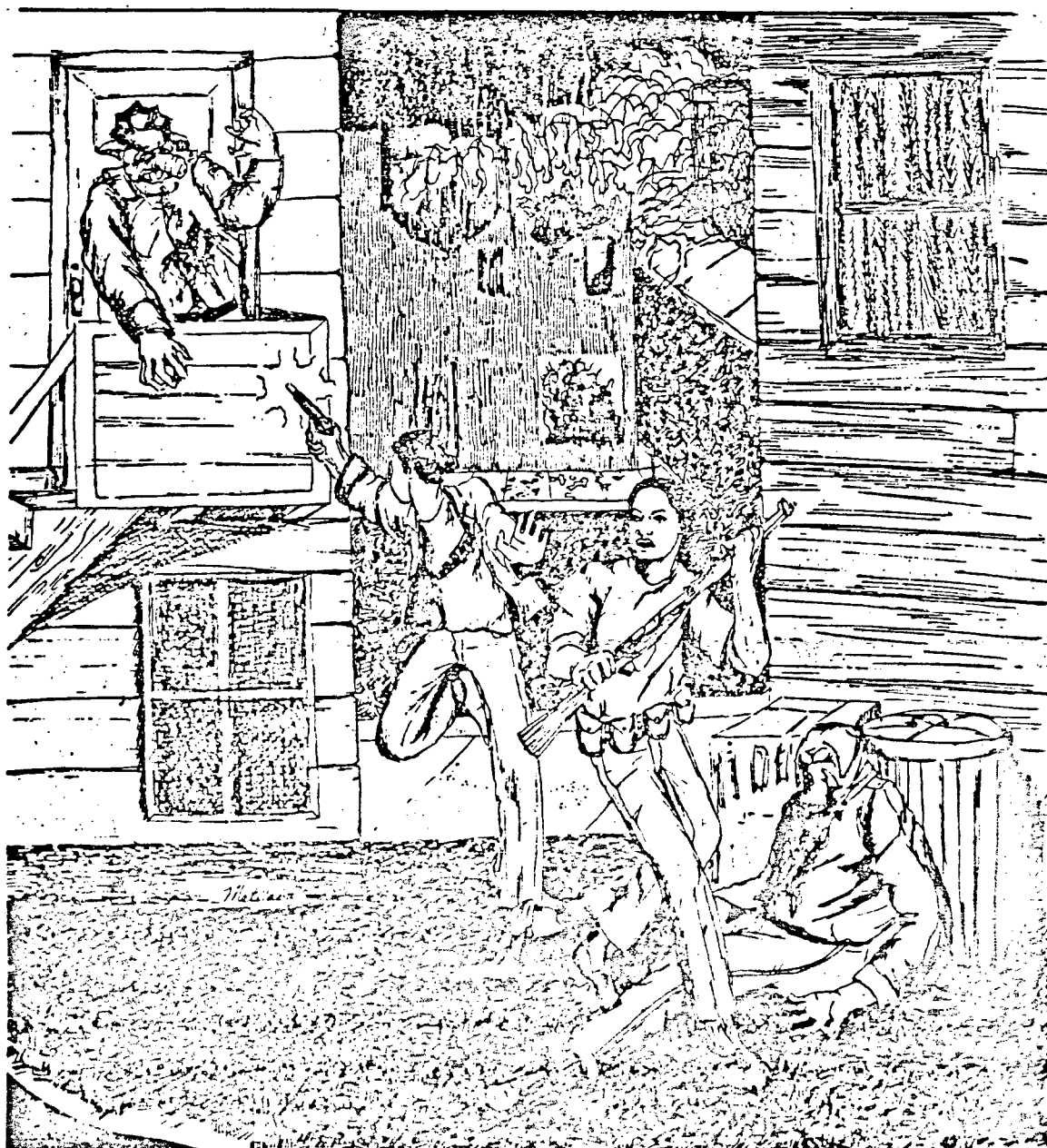


"The Black Panther"

WHAT YOU'VE GOT TO GET WHAT YOU NEED!



Dec. 26, 1970



Jan. 4, 1969

340710  
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DATE 9/12/93 BY 98030001



"The Black Panther"



Sept. 5, 1970

340770  
INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9/1/93 BY 9803 RDD/STP



"The Black Panther"



Kansas City Fascist Pig Performing His Final Duty

## Off-duty pig's last act-of-terror

to; national Headquarters  
FROM: Kansas City Chapter  
DATE: July 22, 1969

SUBJECT: Death of the Oppressor  
The people of Kansas City are in an ecstatic state today following the execution of a pig. Three (3) unknown heroic brothers had the pleasure of "offing a pig."

The late pig, John Edward Dacy, 31 year old slum lord, was shot by three black brothers. In the same area where he owns property. Dacy was a well known pig and well known exploiter of black people. The brothers, were in the process of getting back what was theirs from Jo-Art Loan Company, 3933 Main Street, when Super Pig Dacy, who was off-duty, made the fatal mistake of trying to stop them. The brothers retaliated by firing on the pig three times, striking him in the head and upper body with a .22 caliber piece. Persons on the scene reported that

pig Dacy fired two shots from his "off-duty weapon", a .38 caliber revolver. "Dead-eye" Dacy was not able to hit anyone.

The Kansas City Pig Department, with their great degree of technology, and after calling in a task force of 80 extra men, cannot locate the brothers who are still free. (Right on!) Chief Clarence M. Kelly, Chief of the Kansas City Pigs, has intensified the force by the people are protecting the brothers.

The people of Kansas City, Missouri are saying aloud, "No more occupation of our community." They are tired of the pigs that are here to contain them and carry out their fascist acts. The brothers in their revolutionary act of offing and their revolution act of offing the pig and beating the heat, set an example for others in the black colony. Chief Kelly and his sty of pigs will not find the brothers and while

they are looking they had better beware. The people are at large, and "today's pig may well be tomorrow's bullet-cured bacon."

Let all the oppressors of the people beware. Dacy was an off-duty pig; the next pig may be on-duty. As Huey mentioned (in Correct Handling of a Revolution) the pig may well be sitting at a counter drinking a cup of coffee and come up missing. The brothers are ready and they will deal with the fascist pig.

ONLY ON THE BONES OF THE OPPRESSOR CAN THE PEOPLE BE FOUNDED—ONLY THE BLOOD OF THE OPPRESSOR CAN FERTILIZE THE SOIL FOR THE PEOPLE'S SELF-RULE

Sister Andre Weatherby  
Deputy Minister of Health  
Kansas City Chapter  
Black Panther Party

Jul. 19, 1969

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DATE 9/1/93 BY 9803 RDD/jaw



FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1214329-0

Total Deleted Page(s) = 35

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UNITED STATES GOVERNMENT

FEDERAL GOVERNMENT

# Memorandum

TO : Mr. William Webster  
Director  
Federal Bureau of Investigation

DATE: November 28, 1978  
BAB:JA:JJF:RJSher:vrn  
145-12-3025

FROM : Jeffrey Axelrad  
Director, Torts Branch  
Civil Division

SUBJECT: The Black Panther Party v. Edward Levi Civil No. 76-2205 (D. DC)

C At a hearing held on November 22, 1978, the court granted our Motion for an extension of time to respond, inter alia, to plaintiffs' First Interrogatories and Fourth Request for Documents. Judge Smith ruled from the bench that we would have ten days from the date of his ruling on our pending dispositive motions to respond. A hearing on those motions will be held on December 14, 1978, and we expect a ruling from the Court shortly thereafter.

In order that we may meet schedule imposed by Judge Smith for response to this discovery, if it is not mooted by his ruling on our motions, we request that you prepare draft responses and forward them to us for coordination as soon as possible, but in any event before the hearing on December 14. For your ready reference we have enclosed a copy of the plaintiffs fourth document request and first interrogatories.

If you have any questions with respect to this matter, please contact Mr. R. J. Sher of this office who may be reached at 724-6730.

REC-20

EX-109

2 DEC 4 1978

ENCLOSURE

b6  
b7C

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HEREIN IS UNCLASSIFIED  
DATE 9-7-93 BY 1803 POC/KW



DEC 7 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Form OBD-197  
MAY 1978



...information, or recommendation of government officials.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

EDWARD LEVI, et al.,

Defendants.

Civil Action No. 76-2205

34. With regard to the definition of the objection for "third party information - individual subject of an investigation,"

state herein the scope of this objection includes: (a) information  
**PLAINTIFFS' FIRST INTERROGATORIES TO THE FEDERALLY  
REPRESENTED DEFENDANTS**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure, plaintiffs propound the following interrogatories to the federally represented defendants, to be answered by them personally, or by any authorized officer designated by them; provided, however, that the person making the answer, shall, as provided in Rule 33(a), furnish all information available to the respective defendants. Each of these interrogatories shall be answered separately and fully in writing under oath, within thirty (30) days from the service hereof.

**DEFINITIONS**

1. The "agencies or departments subject to plaintiffs' Third Request for Production of Documents" include: the Department of Justice, the Federal Bureau of Investigation, the Central Intelligence Agency, the Treasury Department including the Bureau of Alcohol, Tobacco, and Firearms and the Internal Revenue Service, the Department of the Army, and the United States Postal Service and its predecessor, the United States Post Office.

2. "Identify," when referring to a person, shall mean the individual's (a) name, (b) job title or position, (c) division or section, (d) agency or department, (e) correct mailing address, (f) length of service with that agency or department, and (g) whether the individual remains in the employ of that agency or is not otherwise relevant." state herein the scope of this objection includes the "note" which typically appears at the

62-117442-2



of a memorandum originating with the FBI Director's Office.

3. "Identify," when referring to a document, shall mean (a) its subject matter, (b) its date, (c) with whom the document originated, (d) to whom the document was addressed, (e) whether the document is in the possession of one of the defendants, and (f) the individual, agency, or department in possession of the document.

4. "Document" shall mean, without limitation, the following items, whether printed or recorded or reproduced by any other mechanical process, or written or produced by hand: (a) information concerning the investigation of a named plaintiff, (b) information contained in agreements, communications, correspondence, telegrams, memoranda, summaries or records of telephone conversations, summaries or records of personal conversations or interviews, diaries, reports, notebooks, file cards, logs, summaries or records of meetings or conferences, drafts, letters, any marginal comments appearing on any document, and all other writings.

5. Plaintiffs' Request shall mean plaintiffs' Third Request for Production of Documents.

#### INTERROGATORIES

1. Identify with respect to each of the agencies or departments subject to our Third Request for Production of Documents all individual(s) directly responsible for, or who carried out, any or all of the following duties as to the responses submitted by those agencies or departments: (a) searching that agency's or department's files for documents responsive to plaintiffs' Third Request for Production of Documents, (b) making deletions from the documents produced to plaintiffs, (c) withholding documents for whatever reasons, including reasons stated in defendants' Objections to Plaintiffs' Third Request for Production of Documents, (d) applying deletion codes to pages containing deleted matter, (e) preparing an index of deletions, (f) making objections to plaintiffs' Request, or (g) any other duties involved in the preparation of responses to plaintiffs' Request.



2. Describe in detail the duties relating to plaintiffs' Request of each individual identified in response to Interrogatory 1. As to each document or portion of a document withheld both generally

3. Identify any document setting forth or relating to the duties relating to plaintiffs' Request of any individual identified in response to Interrogatory 1. It contained material

4. As to each individual identified in response to Interrogatory 1, describe in detail the procedures followed with regard to the duties outlined in Interrogatory 1(a)-(g).

5. Identify any document setting forth or relating to the procedures described in response to Interrogatory 3. Interrogatory 45.

6. As to each individual identified in response to that Interrogatory 1, state whether he or she received any supervision with regard to the performance of his or her duties as outlined in Interrogatory 1(a)-(g).

7. If the answer to Interrogatory 6 is affirmative, identify each individual who acted in a supervisory capacity with regard to the individual(s) directly responsible for responding to plaintiffs' Request.

8. If the answer to Interrogatory 6 is affirmative, and describe in detail the duties of the supervisor and the nature and extent of the supervision received by each individual directly responsible for responding to plaintiffs' Request.

9. If the answer to Interrogatory 6 is affirmative, identify any document setting forth or relating to the duties and the nature and extent of the supervision relating to plaintiffs' Request of any individual identified in response to Interrogatory 7.

10. As to each individual identified in response to Interrogatory 1, state whether he or she received any instructions with regard to the performance of his or her duties as outlined in Interrogatory 1.

11. If the answer to Interrogatory 10 is affirmative, identify each individual who issued instructions or gave any other guidance to those individual(s) directly responsible for responding to plaintiffs' Request.



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

12. If the answer to Interrogatory 10 is affirmative, describe in detail the nature of any instructions or other guidance, whether written or oral.

13. If the answer to Interrogatory 10 is affirmative, identify any document setting forth or relating to any instructions relating to plaintiffs' Request given to any individual with regard to the performance of his or her duties as outlined in Interrogatory 1, including any notes or memoranda generated by an individual identified in response to Interrogatory 1, by an individual identified in response to Interrogatory 7, or by an individual identified in response to Interrogatory 11.

14. State whether there were any supervision, instructions, or other guidance given to the individuals identified in response to Interrogatories 1, 7, 11, including but not limited to, past or present counsel for the federally represented defendants, with regard to plaintiffs' Request.

15. If the answer to Interrogatory 14 is affirmative, identify the individual providing or giving the supervision, instructions, or other guidance.

16. If the answer to Interrogatory 14 is affirmative, describe in detail the nature of the supervision, instructions or guidance given.

17. If the answer to Interrogatory 14 is affirmative, identify any document setting forth, describing or relating to such supervision, instructions or guidance including any notes or memoranda generated by any individual identified in response to Interrogatories, 1, 7, 11, or 15.

18. State whether any of the agencies or departments subject to plaintiffs' Third Request for Production of Documents have any document relating to responses to discovery by Federal agencies, including the production of documents, relating to litigation or any particular kind of litigation.

19. If the answer to Interrogatory 18 is affirmative, identify any such documents.



20. Identify the individual(s) responsible for preparing the two lists of objections which appear in Defendants' Objections to Plaintiffs' Third Request for Production at pages 2-3.

21. State whether these lists were the only instructions or guidance ever given to the individual(s) directly responsible for responding to plaintiffs' Request.

22. If the answer to Interrogatory 21 is negative, describe in detail the nature of any other oral explanations or definitions of these objections which were given or otherwise conveyed to the individual(s) directly responsible for responding or to those who supervised the preparation of responses.

23. If the answer to Interrogatory 21 is negative, identify any document setting forth or relating to any explanation or definitions of these objections which were given to the individual(s) directly responsible for responding or to those who supervised the preparation of responses.

24. State whether each individual identified in response to Interrogatory 1 as directly responsible for responding to plaintiffs' Request was given a copy of plaintiffs' Amended Complaint.

25. State, as to each of the agencies or departments subject to plaintiffs' Third Request for Production of Documents, whether counsel for the federally-represented defendants saw, reviewed, or otherwise approved (a) each of the documents which were produced to plaintiffs; (b) the materials for those documents which were deleted; and (c) the objections made as to each deletion.

26. Insofar as the answer to Interrogatory 25 is affirmative, describe in detail the procedures followed and the actions taken by counsel for the federally-represented defendants.

27. Identify the heads of all agencies or departments subject to plaintiffs' Third Request for Production of Documents.

28. Describe in detail all actions taken by the individuals identified in response to Interrogatory 27 with regard to defendants' response to plaintiffs' Request.



Identify all documents relating to the actions taken by the individuals identified in response to Interrogatory 27.

30. Explain in detail the definition and scope of each of the following objections as claimed by the federally represented defendants:

- (a) informant information
- (b) information received from other agencies
- (c) third party information - confidential source
- (d) third party information - individual subject of an investigation
- (e) third party information - organization subject of a current investigation
- (f) information privileged from disclosure in the national interest
- (g) information that is not otherwise relevant
- (h) classification stamps
- (i) file numbers
- (j) governmental and attorney-client privilege
- (k) administrative markings
- (l) third party tax information
- (m) information protected from disclosure by the governmental privilege for intra-agency memoranda.

31. With regard to the definition of the objection for "informant information," state whether the scope of this objection includes: (a) information conveyed by an informant whether or not such information might tend to reveal the identity of the informant, (b) the identity of an informant whose status as an informant is already known to the public either through his own admission or through other litigation, (c) any instructions relayed to an informant whether or not such information might tend to reveal the identity of the informant, or (e) the identity of an agent provocateur who engaged in or provoked illegal or violent actions.

32. With regard to the definition of the objection for "information received from other agencies," state whether the scope of this objection includes: information other than opinions,



evaluations, or recommendations of government officials.

33. With regard to the definition of the objection for "third party information - confidential source," state whether the scope of this objection includes: (a) information obtained from a third party not an informant, (b) the identity of a third party not an informant who has conveyed information to a government official, (c) information concerning a third party

34. With regard to the definition of the objection for "third party information - individual subject of an investigation," state whether the scope of this objection includes: (a) information obtained from a third party not an informant, (b) information concerning a third party who was the subject of a closed investigation, (c) information concerning a third party who is the subject of an ongoing investigation, (d) the identity of a third party who was the subject of a closed investigation, or (e) the identity of a third party who is the subject of an ongoing investigation.

35. With regard to the definition of the objection for "third party information - organization subject of an ongoing investigation," state whether the scope of this objection includes: (a) information obtained from a third party not an informant, (b) information concerning an organization not a named party which was the subject of a closed investigation, (c) information concerning an organization not a named party which is the subject of an ongoing investigation, (d) the name of an organization which was the subject of a closed investigation, (e) the name of an organization which is the subject of an ongoing investigation.

36. With regard to the definition of the objection for "information privileged from disclosure in the national interest," state whether the scope of this objection includes matters other than military or diplomatic secrets and, if so, what these matters are.

37. With regard to the objection for "information that is not otherwise relevant," state whether the scope of this objection includes the "Note" which typically appears at the



end of a memorandum originating with the FBI Director's Office. State the functional purpose of the "notes" including whether they generally contain information relating to the same subject matter as the body of the memorandum.

38. Explain any connection between the two concepts referred to as "governmental and attorney-client privilege."

39. With regard to the objection for "third party tax information," state whether the scope of that objection includes: (a) information concerning the investigation of a named plaintiff by the Internal Revenue Service, (b) information contained in the investigative files of the IRS other than opinions, evaluations, or recommendations of government officials, (c) the fact that a return or other return information has been filed by a third party, or (d) the fact that IRS has in the past or is currently conducting an investigation of a third party.

40. With regard to the definition of the objection for "information protected from disclosure by the governmental privilege for intra-agency memoranda," state whether the scope of this objection includes information other than opinions, evaluations, or recommendations of government officials.

41. If the answer to any of Interrogatories 28-37 and 39-40 is affirmative in whole or in part, explain the reasons why such matters were included.

42. Identify all documents, including memoranda, instructions, and notes, relating to the definitions and scope of the objections set forth in Interrogatory 27, including all documents setting forth, analyzing, or discussing the reasons for the definitions and scope. Identify all documents relating in any way to the responses to Interrogatories 28-41.

43. To the best recollection of each individual identified in response to Interrogatory 1, state whether any deletions of material were made, or any documents or portions of documents withheld, without either (a) a coded objection or (b) inclusion in the IRS index.



44. If the answer to Interrogatory 43 is affirmative, explain in detail the circumstances under which such a deletion was made or document or portion of a document withheld both generally and as to each particular document.

45. State what principles and procedures were followed, when a document or a paragraph of a document contained material to which an objection was made and material to which an objection was not made, to determine whether the non-objectionable material was produced.

46. Identify all documents, including memoranda, instructions, and notes relating to the response to Interrogatory 45.

47. Do counsel for the federal defendants represent that the documents produced to the plaintiffs and those for which an objection has been stated, comprise all of the documents in the possession or control of the federal defendants which are relevant to the subject matter of this case and which are responsive to plaintiffs' Requests.

48. Explain the discrepancy between the millions of documents which counsel for the federal defendants claimed existed which were relevant to this case and the several thousand pages received by plaintiffs.

Respectfully submitted,

BRUCE J. TERRIS  
KAREN H. EDGEcombe  
1526 18th Street, N.W.  
Washington, D.C. 20036  
(202) 332-1882

Attorneys for Plaintiffs



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

THE BLACK PANTHER PARTY, et al.,

Plaintiffs,

v.

EDWARD LEVI, et al.,

Defendants.

Civil Action No. 76-2205

PLAINTIFFS' FOURTH REQUEST FOR PRODUCTION OF  
DOCUMENTS FROM THE FEDERALLY REPRESENTED DEFENDANTS

Pursuant to Rule 34 of the Federal Rules of Civil

Procedure, plaintiffs request the federal defendants to produce the following documents for inspection and copying at the office of plaintiffs' attorney, Bruce J. Terris, 1526 18th Street, N.W., Washington, D.C. 20036 within 30 days of the date of service of these requests.

1. All documents identified by the federal defendants in response to Plaintiffs' First Interrogatories to the Federally Represented Defendants, Interrogatories 3, 5, 9, 13, 17, 19, 23, 29, 42, 46.

2. All documents which were used to answer any of Plaintiffs' First Interrogatories to the Federally Represented Defendants or which discuss in any way the subject matter of those responses.

Respectfully submitted,

BRUCE J. TERRIS  
KAREN H. EDGEcombe  
1526 18th Street, N.W.  
Washington, D.C. 20036  
(202) 332-1882

Attorneys for Plaintiffs



# Memorandum

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.: \_\_\_\_\_  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

DATE: 12/6/78

TO : Assistant Director  
Records Management Division

FROM : Legal Counsel

SUBJECT: THE BLACK PANTHER PARTY, et al., v.  
 EDWARD LEVI, et al.  
 (U.S.D.C., D.C.)  
 CIVIL ACTION NO. 76-2205

**PURPOSE:** To request that the Special Projects Review Unit (SPRU) provide Legal Counsel Division (LCD) with the factual information responsive to the attached Interrogatories of plaintiffs regarding the processing of documents disclosed in discovery in this suit so that LCD may draft appropriate responses for the Department of Justice (DOJ).

**SYNOPSIS AND DETAILS:** Captioned lawsuit was filed in the United States District Court, District of Columbia, on 12/1/76, alleging conspiracy on the part of certain high-level Governmental officials to ruin the Black Panther Party politically and financially. The Complaint demands in excess of one million dollars in general and punitive damages, plus statutory damages for electronic interceptions provided in Title 18, United States Code, Section 2520.

By memorandum dated 11/28/78 and received by LCD 12/1/78 (copy attached) the DOJ requested that LCD prepare draft responses to Plaintiffs' First Interrogatories the Federally Represented Defendants (copy attached). These Interrogatories request information concerning the processing of documents provided by the FBI pursuant to plaintiffs' previous document requests. Also attached hereto is Plaintiffs' Fourth Request for Production of Documents from the Federally Represented Defendants which requests the production of those documents relied upon in responding to Plaintiffs' First Interrogatories. It is anticipated that much of the requested information will be objected to on the basis of Attorney-Client privilege.

Enclosures (3)

ENCLOSURE

1 - Mr. Mintz

MFK:bbh

(3)



62 JAN 3 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ



Memorandum from Legal Counsel to Assistant Director, RMD  
Re: THE BLACK PANTHER PARTY, et al., v.  
EDWARD LEVI, et al.

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RECOMMENDATIONS: (1) That Records Management Division,  
SPRU, furnish LCD with the information  
requested in this memorandum and attachments.

B

Material furnished to  
SA [redacted] on 12-11-78 by SA [redacted]

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

*[Signature]*

(2) That LCD prepare draft responses to  
the attached Interrogatories and document  
requests for DOJ.

B

APPROVED:

Director \_\_\_\_\_  
Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_

Adm. Serv. \_\_\_\_\_  
Crim. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_

Legal Coun. \_\_\_\_\_  
Plan. & Insp. \_\_\_\_\_  
Rec. Mgnt. \_\_\_\_\_  
Tech. Servs. \_\_\_\_\_  
Training \_\_\_\_\_  
Public Affs. Off. \_\_\_\_\_

*[Signature]*



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIAb6  
b7C

THE BLACK PANTHER PARTY, et al, )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 EDWARD LEVI, et al, )  
 )  
 Defendants )

CIVIL ACTION NO. 76-2205

OCT 3 1978


JAMES F. DAVEY, Clerk


STIPULATION

It is hereby agreed between plaintiff Elaine Brown and the defendants in the above-captioned case that pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii) all claims filed by plaintiff Brown against all defendants are hereby dismissed with prejudice.

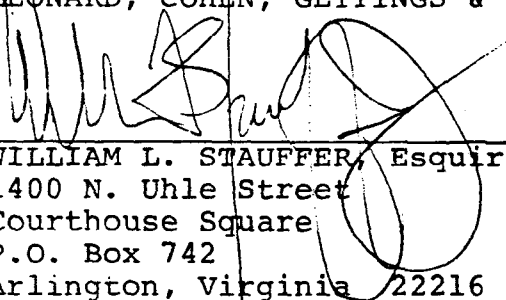
Dated September 24, 1978

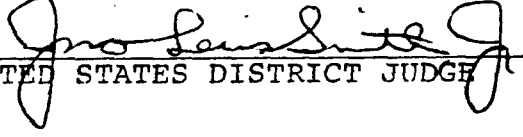
Respectfully submitted,

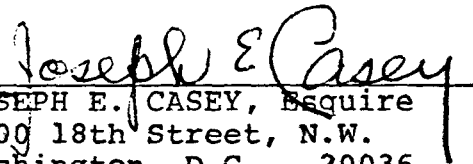
  
R. JOSEPH SHER, Esquire  
Main Building, Room 3330  
U.S. Department of Justice  
Washington, D.C. 20530  
Counsel for federal  
defendants

  
BRUCE J. TERRIS, Esquire  
PETER J. EGLICK, Esquire  
1526 18th Street, N.W.  
Washington, D.C. 20036  
(202) 332-1882  
Counsel for Plaintiff Elaine Brown

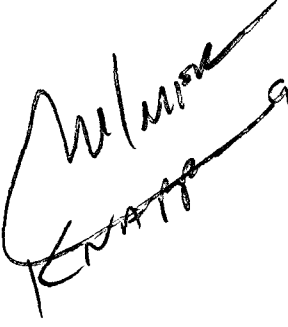
LEONARD, COHEN, GETTINGS &amp; SHER

  
WILLIAM L. STAUFFER, Esquire  
1400 N. Uhle Street  
Courthouse Square  
P.O. Box 742  
Arlington, Virginia 22216  
Counsel for defendant,  
George C. Moore

  
UNITED STATES DISTRICT JUDGE

  
JOSEPH E. CASEY, Esquire  
1200 18th Street, N.W.  
Washington, D.C. 20036  
Counsel for defendant,  
William Sullivan

ca/  
62-11744

  
Sullivan



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b7C

DEFENDANT FBI'S ANSWERS TO PLAINTIFF'S FIRST  
INTERROGATORIES TO THE FEDERALLY REPRESENTED DEFENDANTS

ANSWER TO INTERROGATORY 1

(1) [REDACTED] Records Management Division (RMD), Federal Bureau of Investigation (FBI), 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 27 years, not presently employed.

(2) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 12 years, presently employed.

(3) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 2 years, not presently employed.

(4) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 2 years, not presently employed.

(5) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 2 years, presently employed.

(6) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 2 years, presently employed.

(7) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 4 years, presently employed.

(8) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 2 years, presently employed.

(9) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 3 years, presently employed.

(10) [REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington, D.C., 6 years, presently employed.

62-117442

4

[REDACTED]

340770  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-8-93 BY 9803ROD/m4 (1)



(11) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
4 years, presently employed.

(12) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
3 years, presently employed.

(13) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
1 year, presently employed.

(14) [REDACTED] RMD, FBI, 9th and  
Pennsylvania Avenue, Northwest, Washington, D.C., 4 years,  
presently employed.

(15) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
2 years, presently employed.

(16) [REDACTED] RMD, FBI, 9th and  
Pennsylvania Avenue, Northwest, Washington, D.C., 1 year,  
presently employed.

(17) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
1 year, presently employed.

(18) [REDACTED] RMD, FBI, 9th and  
Pennsylvania Avenue, Northwest, Washington, D.C., 2 years,  
presently employed.

(19) [REDACTED] RMD, FBI, 9th  
and Pennsylvania Avenue, Northwest, Washington, D.C., 5 years,  
presently employed.

(20) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
26 years, not presently employed.

(21) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 19 years, presently employed.

(22) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 22 years, presently employed.



(23) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 14 years, presently employed.

(24) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 20 years, presently employed.

(25) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 9 years, presently employed.

(26) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 14 years, presently employed.

(27) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
26 years, presently employed.

(28) [REDACTED]  
RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington,  
D.C., 6 years, presently employed.

(29) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
11 years, presently employed.

(30) [REDACTED] RMD, FBI,  
9th and Pennsylvania Avenue, Northwest, Washington, D.C.,  
34 years, presently employed.

(31) [REDACTED]  
RMD, FBI, 9th and Pennsylvania Avenue, Northwest, Washington,  
D.C., 8 years, presently employed.

(32) [REDACTED]  
[REDACTED] RMD, FBI, 9th and Pennsylvania Avenue, Northwest,  
Washington, D.C., 27 years, presently employed.

ANSWER TO INTERROGATORY 2

See Answer to Interrogatory 3.

ANSWER TO INTERROGATORY 3

See Exhibit A.



ANSWER TO INTERROGATORY 4

See Answer to Interrogatory 3.

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ANSWER TO INTERROGATORY 5

See Answer to Interrogatory 3.

ANSWER TO INTERROGATORY 6

Each individual identified in response to Interrogatory 1 has received supervision in connection with his or her performance as outlined in Interrogatory 1(a -(g).

ANSWER TO INTERROGATORY 7

See Answer to Interrogatory 1.

ANSWER TO INTERROGATORY 8

See Answer to Interrogatory 3.

ANSWER TO INTERROGATORY 9

See Answer to Interrogatory 3.

ANSWER TO INTERROGATORY 10

Each individual identified in response to Interrogatory 1 has received instruction in connection with the performance of his or her duties as outlined in Interrogatory 1.

ANSWER TO INTERROGATORY 11


ANSWER TO INTERROGATORY 12

See Answer to Interrogatory 3 and Exhibit A.

ANSWER TO INTERROGATORY 13

See Answer to Interrogatory 12.



ANSWER TO INTERROGATORY 14

ANSWER TO INTERROGATORY 15

ANSWER TO INTERROGATORY 16

ANSWER TO INTERROGATORY 17

ANSWER TO INTERROGATORY 18

ANSWER TO INTERROGATORY 19

ANSWER TO INTERROGATORY 20

ANSWER TO INTERROGATORY 21

ANSWER TO INTERROGATORY 22

ANSWER TO INTERROGATORY 23



ANSWER TO INTERROGATORY 24

[redacted] [redacted] Unit Chief, RMD, and [redacted]  
[redacted] Supervisory Special Agent, RMD, were furnished  
copies of plaintiffs' Amended Complaint.

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b7c

ANSWER TO INTERROGATORY 25

ANSWER TO INTERROGATORY 26

ANSWER TO INTERROGATORY 27

ANSWER TO INTERROGATORY 28

ANSWER TO INTERROGATORY 29

ANSWER TO INTERROGATORY 30

ANSWER TO INTERROGATORY 31

(a) The scope of the objection for "informant information" includes information conveyed by an informant, only if the disclosure would tend to reveal his identity.



(b) The scope of the objection for "informant information" does not protect the identity of an informant whose identity is already known through his own admission or otherwise.

(c) The scope of the objection for "informant information" does not include the protection of instructions relayed to an informant, the disclosure of which would not reveal his identity.

(e) The scope of the objection for "informant information" is designed primarily to protect the identity of the informant. Information is not withheld solely on the grounds that it reflects illegal or violent actions of an informant.

ANSWER TO INTERROGATORY 32

The scope of this objection encompasses all information originated by another agency and furnished to the FBI, which would include information other than opinions, evaluations or recommendations of Governmental officials.

ANSWER TO INTERROGATORY 33

The FBI has not employed "third party information - confidential source" as a single basis for deleting information from documents furnished to plaintiffs during discovery in this litigation. Also, see Exhibit B, Paragraph 8.

ANSWER TO INTERROGATORY 34

See Exhibit B, Paragraphs 7 and 8(c).

ANSWER TO INTERROGATORY 35

See Exhibit B, Paragraphs 6 and 9.

ANSWER TO INTERROGATORY 36

ANSWER TO INTERROGATORY 37

The scope of this objection frequently includes material contained in a "note." A "note" is an administrative aid for the reviewing officials at FBI Headquarters who must approve a given communication by providing these officials



with a current overview of the matter at hand, thereby eliminating the necessity of routing several background documents with the outgoing communication. Usually, "note" contains some information relating to the subject matter of the body of the communication and appears only on Headquarters' copy of the communication.

ANSWER TO INTERROGATORY 38,

ANSWER TO INTERROGATORY 39

ANSWER TO INTERROGATORY 40

ANSWER TO INTERROGATORY 41

It is generally recognized that selected deletion or excision of information may be made to documents disclosed in discovery in civil litigation in order to safeguard important public interests. Guidelines for excising information were furnished to the FBI by Government attorneys handling the defense of this suit. Also, see Exhibit B.

ANSWER TO INTERROGATORY 42

See Exhibit B.

ANSWER TO INTERROGATORY 43

ANSWER TO INTERROGATORY 44



ANSWER TO INTERROGATORY 45

In instances where a document or a portion thereof contains privileged and nonprivileged material, the nonprivileged material is released if reasonably segregable from the privileged material.

ANSWER TO INTERROGATORY 46

ANSWER TO INTERROGATORY 47

ANSWER TO INTERROGATORY 48



# Supervisory Special Agent GS-15

340970  
ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 9-8-93 BY 9803ROO/KOL

- 9 Description of Position - Following headings must be used for all General Schedule (GS) positions:  
1. Duties and Responsibilities; 2. Supervision Received; 3. Supervision Given (for supervisory positions only).  
Position Classification Manual should be consulted for detailed instructions. All descriptions for Federal Wage System jobs must be prepared in accordance with headings set forth in Position Classification Manual.

Estimate  
% of time  
for each  
duty.

## Introduction:

All incumbents have served in grades GS 10 through GS 14 and introductory material in descriptions for those positions applies at this level also. Assignment to this position is based on demonstrated merit and ability of the employee and is part of a long-range competitive program in the FBI designed to develop executives. In order to qualify for this position, incumbents must be completely available for assignment anywhere. Incumbents work up through the ranks of the FBI, which is a necessary and practical policy in view of the involved operations of the Bureau which frequently require an official to make an immediate or split-second decision, such as those affecting the security of the Nation, the lives of individuals during the course of raids and arrests, the well-being of victims of kidnapers and extortionists, and the like. Such decisions can be made only on the basis of extensive firsthand knowledge of the operations and responsibilities of the Bureau based on actual experience in the organization. Incumbents serve as officials in key executive posts such as the following: Special Agent in Charge of a small field office; Assistant Special Agent in Charge of a field office; Legal Attache assigned to the U. S. Embassy in a foreign country; supervisor in a Section or Unit at Headquarters or top assistant in one of the executive offices; Inspector; etc.; and as such have responsibility for supervising and administering a specific



## Supervisory Special Agent GS 15

phase of the Bureau's operations such as a very important investigative and/or administrative activity or substantial segment of such activity having a definite and close relationship to the discharge of the Bureau's investigative responsibilities in the fields of criminal, security, and civil investigations covering numerous classifications of cases over which the FBI has investigative jurisdiction as well as many special inquiries. These investigative responsibilities are wide in scope and diversity and involve complex and important matters so that Special Agents performing investigative and supervisory assignments are required to exercise a continuing high degree of resourcefulness, versatility, ingenuity, and originality in planning and organizing investigations of widest diversity covering major crimes assigned to the Bureau for investigation. Each incumbent must have complete general knowledge of the entire scope of the Bureau's investigative jurisdiction as well as a comprehensive, authoritative knowledge of the investigative or administrative activity supervised.

At this level, incumbents are fully qualified Special Agents and have had extensive investigative, supervisory, administrative, or executive experience either in the field or at Headquarters, or both. Incumbents have demonstrated by sustained performance that they are outstanding in the exercise of the widest latitude of independent judgment and that they excel from the standpoint of initiative; imagination; ingenuity; personal responsibility; leadership; ability to supervise, train, and develop personnel and promote morale; and must have demonstrated their continued ability and potential for assuming additional responsibility. Each incumbent is carefully selected for assignment at this level in keeping with the provisions and requirements of the FBI Career Development Program.

### 1. DUTIES AND RESPONSIBILITIES:

Incumbents may function in any of the following executive-type assignments and may be rotated to other assignments at this level based on the needs of the service and in order to provide diversified experience on the part of such officials.

(1) May serve as Special Agents in Charge of field offices which are small in size and as such are the top executive officials in those offices. Insure efficient utilization of personnel and direct available resources toward priority programs. Are fully responsible for administering, directing, supervising, and co-ordinating all investigative and other Bureau activities within the territory, keeping Headquarters and other interested field offices informed on matters of interest, establishing and



## **Supervisory Special Agent GS 15**

maintaining all necessary working liaison with local law enforcement agencies, other Federal Government agencies, branches of local government, and any other individuals or groups necessary in conducting Bureau business; serving and keeping the public informed on subjects of interest; and discharging related duties and special assignments as required. Are responsible for efficient operation of the offices, including adequacy, on-the-job training, assignments, and performance of personnel; oversee training programs, including periodic firearms and defensive tactics, for Special Agents, as well as certain scientific and technical training; are responsible for personnel management under centralized planning and guidance; have responsibility for all phases of matters pertaining to equal employment opportunity; participate in co-operative functions as the Director's personal representative, including local law enforcement conferences and training programs, news media including television, radio, and other public appearances for the education of the public, and working conferences with other federal law enforcement and intelligence agencies; must keep constantly informed on all investigative and administrative matters in the respective territories, taking the initiative to advise the Director by the appropriate means of pertinent information; assume the lead in major investigations including the planning and execution of raids seeking the apprehension of dangerous and armed fugitives from justice; may in some instances be instructed to proceed to another territory to play a significant role in direction of a major investigation which possibly may involve simultaneous activity in many territories; and are expected to provide the necessary executive, supervisory, and administrative leadership within their offices.

(2) May serve as Assistant Special Agents in Charge of FBI field offices, having responsibility for supervision of investigative matters as well as for certain aspects of office administration and exercise full associate authority concurrently with the Special Agent in Charge in all matters pertaining to field office responsibility. Direct and supervise a staff of Special Agents engaged in investigation of a substantial number of complex and varied matters within the investigative jurisdiction of the FBI. A large number of these investigations are nation-wide in character and coverage and frequently involve a very high degree of controversy; have a significant direct impact upon the national welfare, economy, and/or security; involve highly sensitive issues and investigative problems requiring the utilization of a very high degree of ingenuity. Are responsible for insuring that all investigations are conducted within predetermined deadlines and in accordance with all Bureau rules and regulations. Are regularly and frequently called upon to take over control of the entire office in absence of the Special



**Supervisory Special Agent GS 15**

Agent in Charge, often for extended periods of time, and to take full charge on the scene of major investigations involving matters such as kidnaping, bank robbery, interstate crime, organized crime, and the like. Serve as Equal Employment Opportunity counselors.

(3) May serve as Legal Attaches and as such serve as the Director's personal representative on the U. S. Embassy staff in a foreign country and are accredited diplomatic officials of the United States. In execution of the Bureau's domestic responsibilities various matters arise which have international ramifications. Are responsible for establishing and maintaining liaison with all necessary foreign agencies in order to insure the exchange of law enforcement and intelligence information where proper. This work is by its very nature both confidential and delicate to a high degree; proper discharge of responsibilities calls for the utmost in tact, diplomacy, and initiative; and the nature of the work is of such magnitude as to have a significant relationship to the welfare of the United States and the international aspects of law enforcement. Regularly perform related duties, many of which cannot be described without impairing the essential security of the Bureau's operations and responsibilities.

(4) May serve as Section Chiefs, Assistant Section Chiefs, Unit Chiefs, or other top assistants in a Section or Division at Headquarters or in one of the executive offices, being delegated extremely wide latitude for the exercise of independent judgment and originality in planning, developing, directing, and co-ordinating investigative or administrative programs or major and very important segments of the Bureau's responsibilities which, regardless of their exact nature, have the purpose of attaining maximum results in the execution of the Bureau's broad and complex investigative responsibilities. Formulate, initiate, and guide the overall policies of the FBI as they relate to extremely important matters coming within the jurisdiction of the specific Unit, Section, Division, or office of assignment. Receive and review incoming communications from field offices or divisions at Headquarters in order to follow the progress of investigative or administrative matters and in order that decisions can be made with regard to matters of policy or procedure, being responsible for recognizing specific problems as they develop and thereafter taking effective steps to analyze and control them. Receive telephonic inquiries relating to problems and matters of policy and in response provide suggestions, direction, instruction, and guidance in such matters. Review and approve outgoing correspondence emanating from the particular organizational segment supervised including intra-Bureau communications as well as those



## **Supervisory Special Agent GS 15**

directed to other Government officials and the general public, insuring that such correspondence is factual, complete, in accord with prescribed rules, statutes, orders, and policies, and that proper and complete action has been taken both in the field and at Headquarters. Are responsible for establishing policies and procedures which will insure that information being disseminated is factual, thorough, and unbiased, and that all matters are complete and adequately covered. Analyze proposed, pending, and new legislation, court decisions, Presidential directives, Departmental orders, and other pertinent regulations or decisions insofar as they may have application to matters supervised in order to recommend required changes in investigative or administrative procedures and policies and if same are approved to follow through to insure compliance. Direct the preparation of instructional and policy material which may be used for guidance and training of the staff. Attend divisional or other conferences, discussing and recommending action to be taken in connection with investigative, administrative, operational, personnel, or budget matters, etc. May appear in an official capacity before Bureau training classes to provide instruction and guidance and answer questions or before personnel of other agencies or other groups for the purpose of outlining Bureau policies and procedures. Are responsible for developing and maintaining contacts of great significance in other Government agencies, law enforcement agencies, private enterprise, etc., in furtherance of the particular phase of operations and for the purpose of conferring on matters of highest policy. May serve as the Bureau's official representative in such contacts before conferences, committees, meetings, etc., with authority within certain limits to commit the Bureau to a course of action or to recommend that the Bureau adopt a change or abandon a particular policy or procedure. May be called upon to serve as the Bureau's representative in high level interagency committees where Government policies, particularly those affecting the national security or welfare, are formulated. Are regularly called upon to substitute for officials in the higher echelon, at such times assuming responsibility for co-ordination and direction of matters coming within the scope of the particular desk.

Fulfillment of these responsibilities often requires the services of a substantial staff to assist in the discharge of assigned responsibilities including investigative personnel in grades GS 10 through GS 14 and a substantial staff of service and support employees and subject matter specialists, some of whom may be in grade GS 13 or GS 14. Where this latter situation applies, the type supervisory control exercised includes top-level work planning and organization; work assignment and review; the full range of supervisory personnel functions and, with some exceptions of a top policy nature, full technical responsibility for work operations. Are responsible for placing employees in positions